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FILE NO. 6-96-188 RESOLUTION NO. 1-97

COMMENDING THE HONORABLE ANGELA ALIOTO FOR HER DISTINGUISHED SERVICE ON THE BOARD OF SUPERVISORS.

WHEREAS, Angela Alioto has served the people of the City and County of San Francisco with intelligence, energy, integrity, and devotion for many years and, for eight years, from January 1989 to January 1997, as a highly skilled member of the Board of Supervisors; and

WHEREAS, Supervisor Alioto in 1992 was selected by the voters to be President of the Board of Supervisors, and served as President in 1993 and 1994, and

WHEREAS, At high noon on Wednesday, January 8, 1997, Supervisor Alioto will conclude her service on the Board of Supervisors; and

WHEREAS, Supervisor Alioto has provided to the people of this community and to her colleagues on the Board impressive ability, keen perception and comprehensive insight; and

WHEREAS, During her tenure on the Board of Supervisors Supervisor Alioto has provided superb service as chair of the Health, Public Safety and Environment Committee, as chair of the Select Committee on Municipal Public Power, as chair of the Rules Committee, as chair of the Health Committee, and as an effective member of the Board and of several committees, bringing exceptional skill in debate thereby assisting her colleagues to resolve very complex and important issues; and

WHEREAS, Members of the Board have always found

Supervisors Ammiano, Bierman, Brown, Hsieh, Katz, Kaufman, Leal, Teng, Yaki

BOARD OF SUPERVISORS

Supervisor Alioto to be of great help in deliberations, and know that she will continue to provide effective service to the people of San Francisco, now, therefore, be it

RESOLVED, That the members of the Board of Supervisors, on behalf of the officers, employees, and citizens of this City, do hereby take public recognition of the distinguished contributions which Angela Alioto has made to the welfare of this community, and do express to her their appreciation for her high quality work and their hope that she will continue to service this City and the people of San Francisco; and be it

FURTHER RESOLVED, That a suitably engrossed copy of this resolution be tendered to Supervisor Angela Alioto as a token of the great affection and respect in which she is held by the Board of Supervisors.

DOCUMENTS DEPT.
JAN 30 1997
SAN FRANCISCO
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BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 6, 1997

Ayes: Supervisors Alioto Ammiano Bierman Brown Hsieh Kaufman Teng Yaki

Absent: Supervisor Katz Leal

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 6-96-188

JAN 10 1997

Date Approved

Mayor

FILE NO. 6-96-189 RESOLUTION NO. 2-97

COMMENDING THE HONORABLE TOM HSIEH FOR HIS DISTINGUISHED SERVICE ON THE BOARD OF SUPERVISORS.

WHEREAS, Tom Hsieh has served the people of the City and County of San Francisco with intelligence, energy, integrity, and devotion for many years and, for more than ten years, from September 1986 to January 1997, as a highly skilled member of the Board of Supervisors; and

WHEREAS, At high noon on Wednesday, January 8, 1997, Supervisor Hsieh will conclude his service on the Board of Supervisors; and

WHEREAS, No member of the present Board of Supervisors has ever served on the Board without the presence on the Board of Supervisor Hsieh; and

WHEREAS, Unless the term limit provisions are changed, Supervisor Hsieh will be the last member of the Board to serve for more than ten years; and

WHEREAS, Supervisor Hsieh has provided to the people of this community and to his colleagues on the Board impressive ability, keen perception and comprehensive insight; and

WHEREAS, During his tenure on the Board of Supervisors Supervisor Hsieh has provided superb service as chair of the Budget Committee, and as chair of the Transportation and Traffic Committee, as chair of the Economic Development Committee, and as an effective member of the Board and of several committees, bringing exceptional skill in debate

Supervisors Alioto, Ammiano, Bierman, Brown, Katz, Kaufman, Leal, Teng, Yaki

BOARD OF SUPERVISORS

assisting his colleagues to resolve very complex and important issues; and

WHEREAS, Members of the Board have always found Supervisor Hsieh to be of great help in deliberations, and know that he will continue to provide effective service to the people of San Francisco; now, therefore, be it

RESOLVED, That the members of the Board of Supervisors, on behalf of the officers, employees, and citizens of this City, do hereby take public recognition of the distinguished contributions which Tom Hsieh has made to the welfare of this community, and do express to him their appreciation for his high quality work and their pleasure, that he will continue to service this City and the people of San Francisco as a member of the Metropolitan Transportation Commission; and be it

FURTHER RESOLVED, That a suitably engrossed copy of this resolution be tendered to Supervisor Tom Hsieh as a token of the great affection and respect in which he is held by the Board of Supervisors.

BOARD OF SUPERVISORS

DOCUMENTS DEPT.
JAN 30 1997
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Adopted - Board of Supervisors, San Francisco December 23, 1996

Ayes: Supervisors Alioto Ammiano Bierman Brown Hsieh Katz
Kaufman Leal Teng Yaki

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
6-96-187

JAN - 3 1997

Date Approved

Mayor

FILE NO. 12-96-39.1 RESOLUTION NO. 4-97

[TRANSBAY TERMINAL – OPPOSING HEADWATERS TRADE]

OPPOSING THE METHOD BY WHICH THE TRANSBAY TERMINAL WAS OFFERED IN EXCHANGE FOR LAND LOCATED IN THE HEADWATERS FOREST AND OPPOSING ANY EFFORTS TO USE THE TRANSBAY TERMINAL IN A MANNER INCONSISTENT WITH SAN FRANCISCO'S TRANSIT FIRST POLICY.

WHEREAS, The Transbay Terminal currently serves a major regional transit facility, serving as the downtown hub for AC Transit, Golden Gate Transit, MUNI and Samtrans; and,

WHEREAS, The Transbay Terminal was recently included on a list of sites available for a trade in exchange for Headwaters Forest land; and,

WHEREAS, The Transbay Terminal was placed on this list without consulting the communities impacted by a potential trade; and,

WHEREAS, The Transbay Terminal was placed on this list without consulting the Board of Supervisors or the Mayor of the City and County of San Francisco; therefore be it,

RESOLVED, That the City and County of San Francisco opposes any efforts to use the Transbay Terminal in a manner inconsistent with San Francisco's transit first policy; and be it,

BOARD OF SUPERVISORS

Supervisors Katz, Ammiano, Bierman

FURTHER RESOLVED, That the City and County of San Francisco opposes the method by which the Transbay Terminal was placed on a list of land available to be traded in exchange for land located in the Headwaters Forest.

Supervisor Leslie Katz, Ammiano, Bierman

BOARD OF SUPERVISORS

DOCUMENTS DEPT.

JAN 22 1997

Adopted - Board of Supervisors, San Francisco December 23, 1996

Ayes: Supervisors Alioto Ammiano Bierman Brown Hsieh Katz
Kaufman Leal Teng Yaki

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
13-96-39.1

JAN - 3 1997
Date Approved

Mayor

FILE NO. 25-96-24 RESOLUTION NO. 5-97

(PUBLIC TRANSPORTATION)

CONCURRING WITH THE CONTROLLER'S CERTIFICATION THAT UNIFORMED SECURITY SERVICES CAN BE PRACTICALLY PERFORMED FOR THE PUBLIC TRANSPORTATION COMMISSION BY A PRIVATE CONTRACTOR FOR A LOWER COST THAN SIMILAR WORK SERVICES PERFORMED BY CITY AND COUNTY EMPLOYEES.

WHEREAS, The Public Transportation Commission desires to contract for uniformed security services to protect Public Transportation Commission properties; and

WHEREAS, The electorate of the City and County of San Francisco passed Proposition J in November 1976 adding Section 8.300-1 to the Charter as of July 1996, Section 10.104(15) which allows City Departments to contract with private companies for specific service which can be practically performed for a lower cost than similar work performed by City and County employees; and

mlr
12/9

WHEREAS, The Public Transportation Commission has sought and received estimates from a private contractor and wishes to contract for these services; and

WHEREAS, The Controller determined that said services can be performed at a lower cost to the City and County by a private contractor than by employees of the City and County of San Francisco, now, THEREFORE, be it

RESOLVED, That the Board of Supervisors hereby concurs with the Controller's certification and approves and authorizes the Public Transportation Commission to contract for uniformed security services for FY97.

APPROVED BY:

WILLIE BROWN
MAYOR

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco December 23, 1996

Ayes: Supervisors Alioto Ammiano Bierman Brown Hsieh Katz Kaufman Leal Teng Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 25-96-24

JAN - 3 1997
Date Approved

Willie L. Brown
Mayor

DOCUMENTS DEPT.

JAN 22 1997

SAN FRANCISCO

Amendment of the Whole
December 17, 1996.

FILE NO. 28-96-11 RESOLUTION NO. 6-97

(Water Emergency)

AUTHORIZING THE DIRECTOR OF HEALTH TO TAKE NECESSARY MEASURES TO PROTECT THE HEALTH, WELFARE, AND PUBLIC SAFETY OF THE CITIZENS OF SAN FRANCISCO BY PERFORMING THE NECESSARY WORK TO REPLACE THE HOT WATER SYSTEM AT LAGUNA HONDA HOSPITAL.

WHEREAS, Laguna Honda Hospital has a large population of vulnerable and elderly patients; and

WHEREAS, The existing hot water system can lead to uncontrollable temperature fluctuations in the water that comes out of the taps such that there is a danger to the life and safety of Laguna Honda patients and staff; and

WHEREAS, A patient sustained a serious injury from excessively hot water that came out of a tap at Laguna Honda due to the disrepair of the system; and

WHEREAS, The delay in replacing the system would increase the exposure of patients and staff to a clear and imminent danger to their life and health on a daily basis; and

WHEREAS, Immediate replacement of the hot water system at Laguna Honda Hospital is required to protect the health, welfare and property of the citizens of San Francisco; now, therefore, be it

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Supervisors Ammiano, Alioto

RESOLVED, That pursuant to San Francisco Administrative Code Section 6.30 the Board of Supervisors hereby finds and declares the existence of an emergency and authorizes the Department of Public Health to proceed in the most expeditious manner to perform the necessary work to replace the hot water system at Laguna Honda Hospital; and be it

FURTHER RESOLVED, That the cost of the work is estimated at $370,000. Funds are available from the Laguna Honda Hospital 1996-97 capital budget.

DOCUMENTS DEPT.
JAN 22 1997
SAN FRANCISCO

Adopted - Board of Supervisors, San Francisco December 23, 1996

Ayes: Supervisors Alioto Ammiano Bierman Brown Hsieh Katz
Kaufman Leal Teng Yaki

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
28-96-11

JAN - 3 1997
Date Approved

Mayor

FILE NO. 38-96-19 RESOLUTION NO. 7-97

(ACCEPTANCE OF GIFT)
AUTHORIZING ACCEPTANCE BY THE SAN FRANCISCO FIRE DEPARTMENT OF A $8,850 CONTRIBUTION FROM THE RATHMANN FAMILY FOUNDATION FOR THE NEIGHBORHOOD EMERGENCY RESPONSE TEAM TRAINING PROGRAM.

WHEREAS, The Neighborhood Emergency Response Team training program instructs the citizens of San Francisco in basic disaster skills that will allow them to be self-sufficient for a period of 72 hours after a major disaster and to help their family and neighbors should the Department's response be delayed or unavailable; and

WHEREAS, The Department has conducted several Train-The-Trainer seminars for other fire departments in the Bay Area which were funded by The American Red Cross Northern California Disaster Preparedness Network and Chevron Corporation; and

WHEREAS, The demand for these seminars has increased while the funding is no longer available from those sources; and

WHEREAS, The Rathmann Family Foundation, at the request of Peggy Rathmann, a resident of San Francisco and a trained NERT, has sent a contribution to the San Francisco Fire Department in the amount of $8,850 to be used for the NERT program; and

WHEREAS, This contribution will allow the Department to conduct another Train-The-Trainer seminar in 1997; and

WHEREAS, This contribution will also allow the Department to complete the translation of the NERT slide package into Spanish so the class can begin in that language; now, therefore be it

RESOLVED, That the Board of Supervisors accepts the gift of $8,850 from the Rathmann Family Foundation for the Neighborhood Emergency Response training program.

(Fire Commission)

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco December 23, 1996

Ayes: Supervisors Alioto Ammiano Bierman Brown Hsieh Katz Kaufman Leal Teng Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 38-96-19

JAN - 3 1997
Date Approved

Mayor

DOCUMENTS DEPT.
JAN 22 1997
SAN FRANCISCO

Am amended in committee
December 17, 1996.

FILE NO. 38-96-20 RESOLUTION NO. 8-97

(ACCEPTANCE OF GIFT)

ACCEPTING FOUR GIFTS VALUED AT $72,300, FOR USE BY THE RECREATION AND PARK DEPARTMENT.

RESOLVED, That this Board of Supervisors does hereby accept with expressions of gratitude the following:

1) From the Friends of Recreation and Parks, one (1) asphalt shaver, valued at $8,500. Will remedy hazardous conditions when slabs are uneven due to tree root upheaval, soil shift, ground sinkage, etc. The asphalt shaver smooths walkways. (Cement Shop, Structural Maintenance).

2) From the Friends of Recreation and Parks , two (2) welding machines, valued at $3,500 each. Will replace the 15 year old obsolete ones (parts no longer available), on two iron worker's trucks and will be used for metal repair of play apparatus, hand rails, A.D.A. work, etc. (Iron Shop, Structural Maintenance).

3) From the Bernard Osher Foundation retroactively, $6,800 for the summer work/study interns.

4) From Friends of Recreation and Parks $50,000 to purchase two turf mowers and one Cushman Turf Truckster for use at the Polo Field in Golden Gate Park.

Supervisor Alioto

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco December 23, 1996

Ayes: Supervisors Alioto Ammiano Bierman Brown Hsieh Katz Kaufman Leal Teng Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 38-96-20

JAN - 3 1997
Date Approved

Mayor

DOCUMENTS DEPT.
JAN 22 1997

FILE NO. 48-96-59 RESOLUTION NO. 9-97

RO#96152

[SETTLEMENT OF CLAIM]

APPROVING THE SETTLEMENT OF THE UNLITIGATED CLAIM OF THOMAS WILLET FOR $7,800.00.

WHEREAS, Thomas Willet has filed a claim against the City & County of San Francisco for personal injury;

WHEREAS, The Municipal Railway of the City & County of San Francisco has recommended settlement of said claim by payment of $7,800.00.

WHEREAS, The City Attorney has approved the settlement; now, therefore be it

RESOLVED, That pursuant to Section 10.22 of the San Francisco Administrative Code, settlement and compromise of said claim by payment of $7,800.00 is hereby approved.

APPROVED AS TO FORM
AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

PATRICK J. MAHONEY
Chief Trial Deputy

FUND AVAILABLE:

EDWARD M. HARRINGTON
Controller

5M-AAA-AAA 35-00-00
352730 05311 $7,800.00

BOARD OF SUPERVISORS NOV 20 1996

Adopted - Board of Supervisors, San Francisco December 23, 1996

Ayes: Supervisors Alioto Ammiano Bierman Brown Hsieh Katz Kaufman Leal Teng Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 48-96-59

JAN - 3 1997
Date Approved

Mayor

DOCUMENTS DEPT.
JAN 22 1997
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FILE NO. 48-96-60 RESOLUTION NO. 10-97

RO#96151

[SETTLEMENT OF CLAIM]

APPROVING THE SETTLEMENT OF THE UNLITIGATED CLAIM OF DEANNA WEBER FOR $8,000.00.

WHEREAS, Deanna Weber has filed a claim against the City & County of San Francisco for personal injury;

WHEREAS, The Municipal Railway of the City & County of San Francisco has recommended settlement of said claim by payment of $8,000.00.

WHEREAS, The City Attorney has approved the settlement; now, therefore be it

RESOLVED, That pursuant to Section 10.22 of the San Francisco Administrative Code, settlement and compromise of said claim by payment of $8,000.00 is hereby approved.

APPROVED AS TO FORM
AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

PATRICK J. MAHONEY
Chief Trial Deputy

FUND AVAILABLE:

EDWARD M. HARRINGTON
Controller

5M-AAA-AAA 35-00-00
352750 05311 $8,000.00
NOV 20 1996
BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco December 23, 1996

Ayes: Supervisors Alioto Ammiano Bierman Brown Hsieh Katz Kaufman Leal Teng Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 48-96-60

JAN - 3 1997
Date Approved

Mayor

DOCUMENTS DEPT.
JAN 22 1997
SAN FRANCISCO

FILE NO. 48-96-61 RESOLUTION NO. 11-97

BO#96153

[SETTLEMENT OF CLAIM]

APPROVING THE SETTLEMENT OF THE UNLITIGATED CLAIM OF ERCEL RIMA-FLEURIMA FOR $6,000.00

WHEREAS, Ercel Rima-Fleurima has filed a claim against the City & County of San Francisco for personal injury;

WHEREAS, The Municipal Railway of the City & County of San Francisco has recommended settlement of said claim by payment of $6,000.00.

WHEREAS, The City Attorney has approved the settlement; now, therefore be it

RESOLVED, That pursuant to Section 10.22 of the San Francisco Administrative Code, settlement and compromise of said claim by payment of $6,000.00 is hereby approved.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

PATRICK J. MAHONEY
Chief Trial Deputy

RECOMMENDED:

FUND AVAILABLE:

EDWARD M. HARRINGTON
Controller

5M-AAA-AAA 35-00-00
352730 05311 $6,000.00

BOARD OF SUPERVISORS NOV 20 1996

CC

Adopted - Board of Supervisors, San Francisco December 23, 1996

Ayes: Supervisors Alioto Ammiano Bierman Brown Hsieh Katz Kaufman Leal Teng Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 48-96-61

JAN - 3 1997
Date Approved

Mayor

DOCUMENTS DEPT.
JAN 22 1997

FILE NO. 48-96-62 RESOLUTION NO. 12-97

RO#96150

[SETTLEMENT OF CLAIM]

APPROVING THE SETTLEMENT OF THE UNLITIGATED CLAIM OF ALLSTATE INSURANCE COMPANY (INSURED: JOHN KLIP) FOR $5,439.53.

WHEREAS, Allstate Insurance Company (Insured: John Klip) has filed a claim against the City & County of San Francisco for property damage;

WHEREAS, The Municipal Railway of the City & County of San Francisco has recommended settlement of said claim by payment of $5,439.53.

WHEREAS, The City Attorney has approved the settlement; now, therefore be it

RESOLVED, That pursuant to Section 10.22 of the San Francisco Administrative Code, settlement and compromise of said claim by payment of $5,439.53 is hereby approved.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

PATRICK J. MAHONEY
Chief Trial Deputy

RECOMMENDED:

THE DEPARTMENT OF PUBLIC TRANSPORTATION
"Approved by Resolution No. 96-121, November 12, 1996."

EMILIO CRUZ
Director

FUND AVAILABLE:

EDWARD M. HARRINGTON
Controller

SM-AAA-AAA 35-00-00
352730 05311 $5,439.53

BOARD OF SUPERVISORS
NOV 20 1996

Adopted - Board of Supervisors, San Francisco December 23, 1996

Ayes: Supervisors Alioto Ammiano Bierman Brown Hsieh Katz Kaufman Leal Teng Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 48-96-62

JAN - 3 1997
Date Approved

Mayor

DOCUMENTS DEPT.
JAN 22 1997
SAN FRANCISCO

FILE NO. 48-96-63 RESOLUTION NO. 13-97

RO#96158

[SETTLEMENT OF CLAIM]

APPROVING THE SETTLEMENT OF THE UNLITIGATED CLAIM OF DEBBIE ELLIS FOR $7,000.00.

WHEREAS, Debbie Ellis has filed a claim against the City & County of San Francisco for personal injury;

WHEREAS, The San Francisco Water Department of the City & County of San Francisco has recommended settlement of said claim by payment of $7,000.00.

WHEREAS, The City Attorney has approved the settlement; now, therefore be it

RESOLVED, That pursuant to Section 10.22 of the San Francisco Administrative Code, settlement and compromise of said claim by payment of $7,000.00 is hereby approved.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

PATRICK J. MAHONEY
Chief Trial Deputy

RECOMMENDED:

SAN FRANCISCO WATER DEPARTMENT

ANSON MORAN
General Manager
Public Utilities Commission

FUND AVAILABLE:

EDWARD M. HARRINGTON
Controller

SW-AAA-AAA 47-00-00
477903 05311 $7,000.00

APPROVED:

Romaine A. Boldridge
Secretary

BOARD OF SUPERVISORS NOV 27 1996

Adopted - Board of Supervisors, San Francisco December 23, 1996

Ayes: Supervisors Alioto Ammiano Bierman Brown Hsieh Katz Kaufman Leal Teng Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 48-96-63

JAN - 3 1997
Date Approved

Mayor

DOCUMENTS DEPT.

JAN 22 1997

SAN FRANCISCO

FILE NO. 48-96-64

RESOLUTION NO. 14-97
RO#96159

[SETTLEMENT OF CLAIM]

APPROVING THE SETTLEMENT OF THE UNLITIGATED CLAIM OF MICHAEL WALLS FOR $7,050.00.

WHEREAS, Michael Walls has filed a claim against the City & County of San Francisco for personal injury;

WHEREAS, The San Francisco Water Department of the City & County of San Francisco has recommended settlement of said claim by payment of $7,050.00.

WHEREAS, The City Attorney has approved the settlement; now, therefore be it

RESOLVED, That pursuant to Section 10.22 of the San Francisco Administrative Code, settlement and compromise of said claim by payment of $7,050.00 is hereby approved.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

PATRICK J. MAHONEY
Chief Trial Deputy

RECOMMENDED:

SAN FRANCISCO WATER DEPARTMENT

ANSON MORAN
General Manager, PUC

FUND AVAILABLE:

EDWARD M. HARRINGTON
Controller

APPROVED:

Romaine A. Boldridge
Secretary
Public Utilities Commission

5W-AAA-AAA 47-00-00 N
477903 05311 $7,050.00

BOARD OF SUPERVISORS NOV 27 1996

Adopted - Board of Supervisors, San Francisco December 23, 1996

Ayes: Supervisors Alioto Ammiano Bierman Brown Hsieh Katz Kaufman Leal Teng Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 48-96-64

JAN - 3 1997
Date Approved

Mayor

DOCUMENTS DEPT.
JAN 22 1997
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FILE NO. 48-96-65 RESOLUTION NO. 15-97

RO#96157

[SETTLEMENT OF CLAIM]

APPROVING THE SETTLEMENT OF THE UNLITIGATED CLAIM OF THOMAS GERARD MURPHY IN THE SUM OF $30,000.

WHEREAS, Thomas Gerard Murphy have filed a claim against the City and County of San Francisco for personal injuries.

WHEREAS, The Department of Public Works of the City and County of San Francisco has recommended settlement of said claim by payment of $30,000.

WHEREAS, the City Attorney has approved the settlement, now therefore, be it

RESOLVED, that pursuant to Section 10.22 of the San Francisco Administrative Code, settlement and compromise of said claim by payment of $30,000 is hereby approved.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

PATRICK J. MAHONEY

RECOMMENDED:

Department of Public Works

Mark A. Primeau
Director of Public Works

FUNDS AVAILABLE:

EDWARD M. HARRINGTON
Controller

1G-AGF-AAA 97-09-90
975016 05311 $30,000.00

BOARD OF SUPERVISORS NOV 25 1996

Adopted - Board of Supervisors, San Francisco December 23, 1996

Ayes: Supervisors Alioto Ammiano Bierman Brown Hsieh Katz Kaufman Leal Teng Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 48-96-65

JAN - 3 1997
Date Approved

Mayor

DOCUMENTS DEPT.

JAN 22 1997

SAN FRANCISCO

FILE NO. 48-96-66 RESOLUTION NO. 16-97

RO#96161

[SETTLEMENT OF CLAIM]

APPROVING THE SETTLEMENT OF THE UNLITIGATED CLAIM OF SUSAN COLBY MEYER IN THE SUM OF $23,500.

WHEREAS, Susan Colby Meyer have filed a claim against the City and County of San Francisco for property damages.

WHEREAS, The Department of Public Works of the City and County of San Francisco has recommended settlement of said claim by payment of $23,500.

WHEREAS, the City Attorney has approved the settlement, now therefore, be it

RESOLVED, that pursuant to Section 10.22 of the San Francisco Administrative Code, settlement and compromise of said claim by payment of $23,500 is hereby approved.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

PATRICK J. MAHONEY

RECOMMENDED:

Department of Public Works

Mark A. Primeau
Director of Public Works

FUNDS AVAILABLE:

EDWARD M. HARRINGTON
Controller

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco December 23, 1996

Ayes: Supervisors Alioto Ammiano Bierman Brown Hsieh Katz Kaufman Leal Teng Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 48-96-66

JAN - 3 1997
Date Approved

Mayor

DOCUMENTS DEPT.

JAN 22 1997

SAN FRANCISCO PUBLIC LIBRARY

FILE NO. 51-96-2.1

RESOLUTION NO. 17-97

RO#96116

(REIMBURSEMENT TO EMPLOYEES)

AUTHORIZING REIMBURSEMENT FOR COST OF PERSONAL PROPERTY OF CITY AND COUNTY EMPLOYEES DAMAGED/STOLEN IN THE LINE OF DUTY.

RESOLVED, That the Controller be and he is hereby authorized and directed to draw warrants in the names and for the amounts specified in the list dated November 26, 1996, consisting of one claim in the aggregate amount of $100.00 which list is on file in the office of the Clerk of the Board of Supervisors in File No. 051-96-002.1, and is incorporated herein and made a part hereof in reimbursement for the cost of personal property of City and County employees damaged or stolen in the line of duty and without fault on the part of the employee.

Funds Available:

Edward Harrington
Controller

Employ Res	1G-AGF-AAA	HCHAPADMINGF	XXXXXX	05311	100.00
	TOTAL				$ 100.00

Supervisor Alioto

BOARD OF SUPERVISORS

REIMBURSEMENT FOR DAMAGED OR STOLEN PERSONAL PROPERTY OF CITY EMPLOYEES

Date: November 26, 1996
File No. 051-96-002.1

Department Claimant	Amount Claimed	Controller's Recommended	Comments
Public Health			
Miu Ling Lam	920.00	100.00	Approve Non-Cash Loss. Auto break in on CCSF premises.
	920.00	100.00	

DOCUMENTS DEPT.

JAN 22 1997

SAN FRANCISCO
PUBLIC LIBRARY

Adopted - Board of Supervisors, San Francisco December 23, 1996

Ayes: Supervisors Alioto Ammiano Bierman Brown Hsieh Katz
Kaufman Leal Teng Yaki

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
51-96-2.1

JAN - 3 1997

Date Approved

Mayor

FILE NO. 65-96-13 RESOLUTION NO. 18-97

(Lease of Property)

AUTHORIZING A 20-YEAR LEASE OF WATER DEPARTMENT LAND BETWEEN THE CITY AND COUNTY OF SAN FRANCISCO AND CRYSTAL SPRINGS GOLF PARTNERS, L.P., LOCATED IN THE CRYSTAL SPRINGS WATERSHED, SAN MATEO COUNTY, CALIFORNIA

WHEREAS, The Public Utilities Commission pursuant to Resolution 96-0265 approved the subject lease; and

WHEREAS, Section 2.110 of the Charter requires that lease of real property in excess of ten years shall be subject to approval by resolution of the Board of Supervisors; now, therefore, be it

RESOLVED, That this Board hereby approves that lease of 199.4 acres of Water Department land located in the Crystal Springs Watershed between the City and County of San Francisco, Lessor, and Crystal Springs Golf Partners, L.P., Lessee, having been approved pursuant to Public Utilities Commission Resolution No. 96-0265 adopted November 12, 1996

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco December 23, 1996

Ayes: Supervisors Alioto Ammiano Bierman Brown Hsieh Katz Kaufman Leal Teng Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 65-96-13

JAN - 3 1997
Date Approved

Mayor

DOCUMENTS DEPT.

JAN 22 1997

SAN FRANCISCO PUBLIC LIBRARY

FILE NO. 109-96-2.1 RESOLUTION NO. 19-97

[REVIEW OWNER MOVE-IN EVICTIONS]

REQUESTING THE RENT BOARD TO CAREFULLY REVIEW ALL OWNER MOVE-IN EVICTIONS SINCE JUNE 1, 1996 AND TO STRICTLY ENFORCE LAWS RELATING TO OWNER MOVE-IN EVICTIONS.

WHEREAS, Owner move-in evictions increased after the introduction of amendments to the Rent Control Ordinance in June, 1996; and,

WHEREAS, Preventing illegal owner move-in evictions is a high priority ; and,

WHEREAS, Legislation is being drafted by the City Attorney's Office at the direction of the Board of Supervisors to strengthen enforcement of laws preventing illegal owner move-in evictions; and,

WHEREAS, Efforts should be undertaken to ensure that owner move-in evictions occurring before such legislation is enacted and implemented comply with existing law; now, therefore, be it

RESOLVED, That the Board of Supervisors directs the San Francisco Rent Board to review all owner move-in evictions since June 1, 1996 to ensure that they comply with existing law; and be it

FURTHER RESOLVED, That the Board of Supervisors directs the San Francisco Rent Board to send certified letters to all locations where owner move-in evictions have occurred, or will occur, since June 1, 1996 requesting that the occupant state their name and their relation to the owner, if any.

Supervisors Katz, Leal

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco December 23, 1996

Ayes: Supervisors Alioto Ammiano Bierman Brown Hsieh Katz Kaufman Leal Teng Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 109-96-2.1

JAN - 3 1997
Date Approved

Mayor

DOCUMENTS DEPT.
JAN 22 1997
SAN FRANCISCO

FILE NO. 143-96-10 RESOLUTION NO. 20-97

AUTHORIZING THE CHIEF OF POLICE OF THE CITY AND COUNTY OF SAN FRANCISCO TO RETROACTIVELY APPLY FOR, ACCEPT AND EXPEND FUNDS IN THE AMOUNT OF FIVE HUNDRED THOUSAND DOLLARS ($ 500,000.00) FOR NEW FUNDING FOR A PROJECT ENTITLED "PROGRAM TO ENHANCE THE POLICE COMMUNICATIONS SYSTEM", PLUS AN IN-KIND MATCH OF ONE HUNDRED THOUSAND ($100,000.00) DOLLARS.

WHEREAS, the Chief of Police of the City and County of San Francisco desires to undertake a certain project designated "Program to Enhance the Police Communications System" , to be funded in part from funds made available through the U.S. Department of Justice/Bureau of Justice Assistance (hereinafter referred to as DOJ/BJA): now, therefore, be it

RESOLVED, that the Chief of Police of the City and county of San Francisco is authorized, on its behalf to submit the attached proposal to DOJ/BJA and is authorized to execute on behalf of the Board of Supervisors of the City and County of San Francisco the attached Grant Award Agreement; and, be it

FURTHER RESOLVED, that it is agreed that any liability arising out of the performance of this Grant Award Agreement, including civil court actions for damages, shall be the responsibility of the grantee and the authorizing agency. The Federal Government and DOJ/BJA disclaim responsibility for any such liability; and, be it

Supervisor Alioto

BOARD OF SUPERVISORS

FURTHER RESOLVED, that grant funds received hereunder shall not be used to supplant expenditures controlled by this body; and, be it

FURTHER RESOLVED, that the Chief of Police of the City and County of San Francisco is authorized, to retroactively apply for, accept and expend funds in the amount of FIVE HUNDRED THOUSAND DOLLARS ($500,000.00), made available through the Department of Justice/Bureau of Justice Assistance for the project "Program to Enhance the Police Communications System", plus an in-kind match of ONE HUNDRED THOUSAND ($100,000.00) DOLLARS.

With Mayor's for

WILLIE BROWN
MAYOR

EDWARD HARRINGTON
CONTROLLER

CITY AND COUNTY OF SAN FRANCISCO

BOARD OF SUPERVISORS

DOCUMENTS DEPT.

JAN 22 1997

SAN FRANCISCO
PUBLIC LIBRARY

Adopted - Board of Supervisors, San Francisco December 23, 1996

Ayes: Supervisors Alioto Ammiano Bierman Brown Hsieh Katz
Kaufman Leal Teng Yaki

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
143-96-10

JAN - 3 1997
Date Approved

Mayor

As amended in committee
December 17, 1996.

FILE NO. 146-96-26 RESOLUTION NO. 21-97

(Allocation - State)

AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH, TB CONTROL DIVISION, TO ACCEPT AND EXPEND AN ALLOCATION OF ~~$37,697~~ $34,697, WHICH INCLUDES NO INDIRECT COSTS, FROM THE STATE DEPARTMENT OF HEALTH SERVICES TO PROVIDE COLLABORATIVE TUBERCULOSIS CONTROL SERVICES; WAIVING INDIRECT COSTS.

mlr 12/17

WHEREAS, The State Department of Health Services, TB Control Branch, does not allow for indirect costs; now, therefore, be it

RESOLVED, That the Department of Public Health, TB Control Division, is hereby authorized to accept and expend an allocation of ~~$37,697~~ $34,697 from the State Department of Health Services, TB Control Branch, for collaboration in TB control efforts to the residents of San Francisco; and, be it

mlr 12/17

FURTHER RESOLVED, That the Board of Supervisors does hereby waive indirect costs.

RECOMMENDED:

Sandra R. Hernández, M.D.
Director of Health

APPROVED:

Health Commission

Office of the Mayor

Office of the Controller

Public Health

Supervisor Alioto

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco December 23, 1996

Ayes: Supervisors Alioto Ammiano Bierman Brown Hsieh Katz Kaufman Leal Teng Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 146-96-26

JAN - 3 1997
Date Approved

Mayor

DOCUMENTS DEPT.
JAN 22 1997
SAN FRANCISCO

As amended in committee
December 17, 1996.

FILE NO. 172-96-29.3 RESOLUTION NO. 22-97

lr
/17

[Approving Professional Services Contracts]

APPROVING THE 'LIMITATION OF LIABILITY' IN AN AGREEMENT FOR PROFESSIONAL SERVICES WITH INTERNATIONAL BUSINESS MACHINES CORPORATION WHO IS DEVELOPING AN IMPROVED PROCESS FOR DEALING WITH PROBLEM MANAGEMENT FOR THE INFORMATION SERVICES DIVISION, RETROACTIVE TO JULY 1, 1996.

WHEREAS, The City's Information Services Division has determined that it is necessary to obtain specialized consulting services at a cost of $30,600 from International Business Machines ("IBM") in support of its Problem Management Improvement project, and

WHEREAS, IBM is willing and qualified to provide such specialized consulting services, and

WHEREAS, The City's standard professional services agreement includes indemnification and damage language without a limitation of liability, and

WHEREAS, IBM has indicated they can not agree to such a provision as written, and

WHEREAS, IBM has indicated they are willing to agree to indemnification and damage language with a limitation equal to the greater of $100,000 or twelve month's of charges for the service, and

WHEREAS, The public of the City and County of San Francisco would greatly benefit from the improvements resulting from said consulting services; now, therefore, be it

mlr
12/17

RESOLVED, that the Board of Supervisors City and County of San Francisco hereby approves amended clauses in the standard professional services agreement regarding a limitation of IBM's liability equal to the greater of $100,000 or twelve month's of charges for contracted service for a management system to better record, track, and resolve problems as quickly as possible for the Information Services Division; retroactive to July 1, 1996.

DOCUMENTS DEPT.
JAN 22 1997
SAN FRANCISCO

Adopted - Board of Supervisors, San Francisco December 23, 1996

Ayes: Supervisors Alioto Ammiano Bierman Brown Hsieh Katz
Kaufman Leal Teng Yaki

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
172-96-29.3

JAN - 3 1997

Date Approved

Mayor

FILE NO. 172-96-40 RESOLUTION NO. 23-97

(Transit Shelters)
APPROVING ASSIGNMENT OF ADVERTISING TRANSIT SHELTER AGREEMENT TO OUTDOOR SYSTEMS, INC.

WHEREAS, On May 12, 1987, pursuant to Resolution No. 87-0171, the Public Utilities Commission ("PUC") approved execution of an "Advertising Transit Shelter Agreement" between the City and County of San Francisco ("the City") and Gannett Outdoor Company, Inc. of Northern California ("Gannett"), to provide for the placement and maintenance of commercial and noncommercial transit shelters throughout San Francisco (the "Agreement"); and

WHEREAS, Pursuant to Ordinance No. 208-87, the Agreement was finally approved by this Board of Supervisors and the Mayor on June 10, 1987; and

WHEREAS, On October 24, 1989, pursuant to Resolution No. 89-0348, the PUC approved the First Amendment to the Agreement, which provided for shelters and accompanying advertising kiosks on Lower Market Street, which amendment was finally approved on January 5, 1990, pursuant to Ordinance No. 90-1; and

WHEREAS, Pursuant to Resolution Nos. 91-0091 and 15-91, the PUC and this Board, respectively, approved the assignment of the Agreement from Gannett to Combined Communications Corporation ("CCC"), which assignment became effective March 12, 1991; and

WHEREAS, On September 27, 1994, pursuant to Resolution No. 94-056, the Public Transportation Commission ("PTC"), successor to the PUC for transportation functions, approved the Second Amendment to Agreement, requiring Gannett to maintain the high-level boarding platform on 19th Avenue at Stonestown in exchange for advertising on the platform, which amendment was approved by this Board pursuant to Resolution No. 988-94; and

WHEREAS, Outdoor Systems, Inc. ("Outdoor"), which acquired the Outdoor division of Gannett Co., Inc., including CCC, has requested that the City consent to an assignment of the Agreement from CCC to Outdoor; and

WHEREAS, The City has determined that the assignment will not have a negative financial

impact on the contractor's ability to continue to carry out the terms of the Agreement; and

WHEREAS, The PTC approved the assignment on November 12 1996, pursuant to Resolution No. 96-124 , and recommended that this Board and the Mayor consider and approve the assignment; now, therefore, be it

RESOLVED, That this Board of Supervisors hereby approves the "Assignment of Transit Shelter Agreement" by and among the City and County of San Francisco, through its Public Transportation Commission, Combined Communications Corporation, and Outdoor Systems, Inc.; a copy of which document is contained in Board of Supervisors' file number 172-96-40 .

DOCUMENTS DEPT.
JAN 22 1997
SAN FRANCISCO

Adopted - Board of Supervisors, San Francisco December 23, 1996

Ayes: Supervisors Alioto Ammiano Bierman Brown Hsieh Katz
Kaufman Leal Teng Yaki

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
172-96-40

JAN - 3 1997

Date Approved

Mayor

FILE NO. 172-96-41 RESOLUTION NO. 24-97

(PUBLIC TRANSPORTATION)

APPROVING AN AGREEMENT BETWEEN THE CITY AND COUNTY OF SAN FRANCISCO AND THE BAY AREA RAPID TRANSIT DISTRICT AUTHORIZING PAYMENT TO SAN FRANCISCO MUNICIPAL RAILWAY FOR TRANSFER TRIPS PROVIDED IN 1995-96.

WHEREAS, The Municipal Railway's 1995-96 budget includes a payment from BART estimated at $1,654,400; and

WHEREAS, That payment is based on a historical agreement whereby BART agrees to reimburse MUNI to recognize that many BART patrons use MUNI to link up with their BART trips, and that they would not take BART at all were it not for the MUNI link; and

WHEREAS, Historically BART has based its payment to MUNI on the prior year's payment with adjustments for changes in BART sales tax revenues; and

WHEREAS, Approval of the annual payment has been done on an annual basis; and

WHEREAS, MUNI and BART staff have agreed that the amount due to Muni for 1995-96 is $1,650,893; and

WHEREAS, on Nov. 12, 1996 the Public Transportation Commission adopted Resolution No. 96-122, authorizing the Director of Public Transportation to execute an agreement with BART concerning the 1995-96 transfer payment from BART to MUNI;

WHEREAS, The Board of Supervisors has reviewed the proposed agreement, and determined that BART's annual payment to MUNI increases MUNI's ability to provide feeder bus transit service to BART stations, thus encouraging transit use and benefitting patrons of both BART and MUNI; now THEREFORE be it

RESOLVED, That the Board of Supervisors hereby authorizes the Director of Public Transportation to execute the attached agreement with BART to effect the 1995-96 payment from BART to MUNI.

DOCUMENTS DEPT.
JAN 22 1997
SAN FRANCISCO

Adopted - Board of Supervisors, San Francisco December 23, 1996

Ayes: Supervisors Alioto Ammiano Bierman Brown Hsieh Katz
Kaufman Leal Teng Yaki

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
172-96-41

JAN - 3 1997
Date Approved

Mayor

As amended in committee
December 17, 1996.

FILE NO. 172-96-42 RESOLUTION NO. 25-97

[Authorizing City Attorney To Enter Into Tolling Agreement]

AUTHORIZING CITY ATTORNEY TO ENTER INTO AN AGREEMENT WITH THE ALEXANDER HAMILTON POST #448 OF THE AMERICAN LEGION ("POST") TO TOLL THE STATUTE OF LIMITATIONS ON ANY CLAIMS THAT THE POST MAY HAVE AGAINST THE CITY AND COUNTY OF SAN FRANCISCO ARISING OUT OF ALLEGED DISCRIMINATION AGAINST THE POST IN THE WAR MEMORIAL VETERANS BUILDING, RETROACTIVE TO OCTOBER 18, 1996. mlr 12/17

WHEREAS, The City and County of San Francisco ("City") and the Alexander Hamilton Post #448 of the American Legion ("Post") have been involved in discussions regarding the Post's allegations of discrimination in the War Memorial Veterans Building; and

WHEREAS, The City and the Post wish to avoid litigation between themselves, if possible; and

WHEREAS, The City and the Post wish to enter into an agreement to toll any time limits arising out of such allegations of discrimination for the filing of any claims by the Post against the City, subject to the right of either to terminate the tolling agreement upon written notice; now, therefore, be it

RESOLVED, That the Board of Supervisors authorizes the City Attorney to enter into a tolling agreement ~~on behalf of the City~~ retroactive to October 18, 1996, with the Post in the above-referenced matter. mlr 12/17

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RECOMMENDED:

ELIZABETH MURRAY
Acting Director, War Memorial

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

MIRIAM STOMBLER
Deputy City Attorney

DOCUMENTS DEPT.
JAN 22 1997
SAN FRANCISCO

Adopted - Board of Supervisors, San Francisco December 23, 1996

Ayes: Supervisors Alioto Ammiano Bierman Brown Hsieh Katz
Kaufman Leal Teng Yaki

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
172-96-42

JAN - 3 1997
Date Approved

Mayor

AOW in Board
12/23/96

FILE NO. 172-96-47 RESOLUTION NO. 26-97

[NON-DISCRIMINATION – CITY CONTRACTS]

URGING THE MAYOR AND DEPARTMENTS OF THE CITY AND COUNTY TO INCLUDE IN ALL LEASES AND CONTRACTS COVERED BY ORDINANCE 97-96-33.1, ENTERED INTO BY THE CITY AND COUNTY OF SAN FRANCISCO BETWEEN THE EFFECTIVE DATE OF THIS RESOLUTION AND THE EFFECTIVE DATE OF ORDINANCE 97-96-33.1 AND THAT EXTEND FOR A PERIOD OF TWO OR MORE YEARS, A PROVISION REQUIRING COMPLIANCE WITH ORDINANCE 97-96-33.1 UPON THE EFFECTIVE DATE OF THE ORDINANCE; AND URGING DEPARTMENTS OF THE CITY AND COUNTY TO SPECIFICALLY IDENTIFY IN ALL LEGISLATION THAT APPROVES LEASES SUBJECT TO THIS RESOLUTION WHETHER SUCH LEASES INCLUDE THE PROVISIONS URGED BY THIS RESOLUTION.

WHEREAS, The Board of Supervisors unanimously passed, and the Mayor signed, legislation prohibiting the City from entering into contracts with entities that discriminate in the provision of benefits between employees with spouses and employees with domestic partners; and,

WHEREAS, Amendments to the legislation were enacted to postpone the effective date until June 1, 1997; and,

Supervisor Katz, Ammiano, Leal

BOARD OF SUPERVISORS

WHEREAS, The reason for postponing the effective date of the ordinance was to provide contracting entities and the City time to prepare rules and regulations regarding this ordinance; and,

WHEREAS, Contracts entered into prior to the effective date of the ordinance can extend for many years; and,

WHEREAS, The Board of Supervisors wants the ordinance implemented in a fair and equitable manner; therefore be it,

RESOLVED, That the Board of Supervisors urges the Mayor and Departments of the City and County to include in all leases and contracts entered into between the effective date of this Resolution and the effective date of this Resolution and the effective date of Ordinance 97-96-33.1 that are otherwise covered by the Ordinance and are for a period of two or more years, a provision requiring compliance with the Ordinance upon the effective date of the Ordinance; and, be it

FURTHER RESOLVED, That the Board of Supervisors urges the Departments of the City and County to specifically identify in legislation that approves leases and contracts subject to this Resolution whether such leases and contracts include provisions urged by this Resolution

Supervisor Katz, Ammiano, Leal

BOARD OF SUPERVISORS

DOCUMENTS DEPT.
JAN 22 1997

Adopted - Board of Supervisors, San Francisco December 23, 1996

Ayes: Supervisors Alioto Ammiano Bierman Brown Hsieh Katz
Kaufman Leal Teng Yaki

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
172-96-47

JAN - 3 1997
Date Approved

Mayor

FILE NO. 196-96-2 RESOLUTION NO. 27-97

[City Attorney]
REQUESTING THAT THE CITY ATTORNEY FILE AN AMICUS BRIEF IN SUPPORT OF PROPOSITION 208 AND COOPERATE FULLY WITH LEGAL EFFORTS TO DEFEND THE PROPOSITION

WHEREAS, The people of the City and County of San Francisco strongly supported the real reforms of California's electoral system contained in California Proposition 208 promoting the integrity of our electoral processes and further restricting campaign activities of elected officials, their campaign consultants, and campaign contributors; and

WHEREAS, Last November San Francisco voters passed Prop. 208 with more than 70% of the vote, strongly endorsing its much tougher standards and significantly tighter controls on virtually every aspect of election campaign activities; and

WHEREAS, San Francisco voters have consistently supported higher ethical standards and stronger limitations on campaign contributions and spending fully consistent with California Proposition 208; and, Now, therefore , be it

RESOLVED, that the City Attorney file an amicus brief on behalf of the City and County of San Francisco in support of proposition 208 and cooperate fully with legal efforts to uphold Proposition 208.

Supervisor Tom Ammiano

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco December 23, 1996

Ayes: Supervisors Alioto Ammiano Bierman Brown Hsieh Katz Kaufman Leal Teng Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 196-96-2

JAN - 3 1997
Date Approved

Mayor

DOCUMENTS DEPT.
JAN 22 1997
SAN FRANCISCO

FILE NO. 222-96-4 RESOLUTION NO. 28-97

[Exempt Employment]

APPROVING AMENDMENT TO CIVIL SERVICE COMMISSION RULE 14 ADDING SECTION 14.46 "CHARTER LIMIT ON CERTAIN CATEGORIES OF EXEMPT APPOINTMENT" ADOPTED BY THE CIVIL SERVICE COMMISSION ON NOVEMBER 18, 1996 PURSUANT TO CHARTER SECTION 10.104.

WHEREAS, Pursuant to Charter section 10.104 the Civil Service Commission may adopt a rule subject to Board of Supervisors approval providing for additional exempt appointments; and

WHEREAS, The Civil Service Commission amended its rule number 14 to add section 14.46 to provide for additional exempt appointments pursuant to Charter section 10.104; now therefore be it

RESOLVED, That the Board of Supervisors does hereby approve the amendment of Civil Service Rule number 14 to add section 14.46 to provide for additional exempt appointments pursuant to Charter section 10.104. A copy of the approved amendment is on file in the office of the Board of Supervisors.

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco December 23, 1996

Ayes: Supervisors Alioto Ammiano Bierman Brown Hsieh Katz Kaufman Leal Teng Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 222-96-4

JAN - 3 1997
Date Approved

Mayor

DOCUMENTS DEPT.
JAN 22 1997
SAN FRANCISCO PUBLIC LIBRARY

FILE NO. 12-96-49 RESOLUTION NO. 29-97

SUPPORTING SENATE BILL 4 (SENATOR KOPP) THAT AMENDS SECTIONS 554 AND 555.3 OF THE PENAL CODE, RELATING TO TRESPASS.

WHEREAS, Existing law makes it a misdemeanor to trespass upon or to loiter near specified properties that have been posted against trespassing and loitering; and

WHEREAS, Senator Kopp's bill would make this offense a felony ; and

WHEREAS, The bill would include a bridge or bridge tower among those specified properties; and

WHEREAS, By increasing the punishment for the existing crimes, this bill would include a state-mandated local program; and

WHEREAS, The existing law requires the state to reimburse local agencies and school districts for certain costs mandated by the state; and

WHEREAS, Statutory provisions establish procedures for making that reimbursement; and;

WHEREAS, Senator Kopp's bill would provide that no reimbursement is required by this act for any specified reason; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco hereby strongly supports Senator Kopp's bill that amends sections 554 and 555.3 of the Penal Code; and, be it

FURTHER RESOLVED, That a copy of this resolution be transmitted by the Clerk of the Board to his Honor, the Mayor, with the request that he transmit copies of this resolution to the San Francisco members of the State Assembly, the State Senate and the San Francisco Legislative Representative in Sacramento with the request that they take all actions necessary to achieve the objectives of this resolution.

SUPERVISOR ANGELA ALIOTO, Bierman **DECEMBER 1996**

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco December 23, 1996

Ayes: Supervisors Alioto Ammiano Bierman Brown Hsieh Katz Kaufman Leal Teng Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
12-96-49

Date Approved

Mayor

January 6, 1997

I hereby certify that the foregoing resolution, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, became effective without his approval in accordance with the provision of said Section 3.103 of the Charter.

John L. Taylor
Clerk

File No.
12-96-49

DOCUMENTS DEPT.

JAN 22 1997

SAN FRANCISCO

CITY LIBRARIAN
PUBLIC LIBRARY
DOCUMENTS DEPARTMENT
CIVIC CENTER LIBRARY
(2 copies of all Leg.)

FILE NO. 92-96-64 RESOLUTION NO. 30-97

[Appointment]
APPOINTING SUPERVISOR MABEL TENG AS A MEMBER OF THE BOARD OF DIRECTORS, GOLDEN GATE BRIDGE, HIGHWAY AND TRANSPORTATION DISTRICT.

RESOLVED, That pursuant to the provisions of Section 27124 of the Streets and Highways Code, the Board of Supervisors of the City and County of San Francisco does hereby indicate its desire to appoint Supervisor Mabel Teng as a member of the Board of Directors, Golden Gate Bridge, Highway and Transportation District, to serve at the pleasure of the Board of Supervisors, vice Supervisor Angela Alioto; and, be it

FURTHER RESOLVED, That the Clerk of the Board of Supervisors is hereby directed to transmit a certified copy hereof to the Secretary of State of the State of California, and to the Secretary, Golden Gate Bridge, Highway and Transportation District.

Rules Committee

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 6, 1997

Ayes: Supervisors Alioto Ammiano Bierman Brown Hsieh Kaufman Leal Yaki

Excused: Supervisor Teng

Absent: Supervisor Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 92-96-64

JAN 10 1997
Date Approved

Mayor

DOCUMENTS DEPT.
JAN 30 1997
SAN FRANCISCO PUBLIC LIBRARY

FILE NO. 92-96-64.5 RESOLUTION NO. 31-97

[Appointment]
APPOINTING JOHN MOYLAN AS A MEMBER OF THE BOARD OF DIRECTORS, GOLDEN GATE BRIDGE, HIGHWAY AND TRANSPORTATION DISTRICT.

RESOLVED, That pursuant to the provisions of Section 27124 of the Streets and Highways Code, the Board of Supervisors of the City and County of San Francisco does hereby indicate its desire to appoint John Moylan as a member of the Board of Directors, Golden Gate Bridge, Highway and Transportation District, vice James Bronkema (Seat 50302), and, does hereby affirm such appointment by the adoption of this resolution; and, be it

FURTHER RESOLVED, That the Clerk of the Board of Supervisors is hereby directed to transmit a certified copy hereof to the Secretary of State of the State of California, and to the Secretary, Golden Gate Bridge, Highway and Transportation District.

Rules Committee

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 6, 1997

Ayes: Supervisors Alioto Ammiano Bierman Brown Hsieh Kaufman Leal Teng Yaki

Absent: Supervisor Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 92-96-64.5

JAN 10 1997
Date Approved

Mayor

DOCUMENTS DEPT.
JAN 30 1997
SAN FRANCISCO PUBLIC LIBRARY

FILE NO. 92-96-21 RESOLUTION NO. 32-97

[Appointment]
APPOINTING MEMBER TO THE SUNSHINE ORDINANCE TASK FORCE.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated person to serve as a member of the Sunshine Ordinance Task Force, pursuant to the provisions of San Francisco Administrative Code, Section, 67.30, for the term specified:

Zoran Basich (Seat No. 27103 - must be member of press or electronic media with interest in citizen access and participation in local government), vice Bruce Bellingham, term expired April 27, 1996, for the new two-year term ending April 27, 1998.

Rules Committee

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 6, 1997

Ayes: Supervisors Alioto Ammiano Bierman Brown Hsieh Kaufman Leal Teng Yaki

Absent: Supervisor Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 92-96-21

JAN 10 1997
Date Approved

Mayor

DOCUMENTS DEPT.
JAN 30 1997
PUBLIC LIBRARY

FILE NO. 92-96-53.1 RESOLUTION NO. 33-97

[Appointments]
APPOINTING MEMBERS TO THE HAZARDOUS MATERIALS ADVISORY COMMITTEE.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated persons to serve as members of the Hazardous Materials Advisory Committee, pursuant to the provisions of Section 1105 of the San Francisco Municipal Code (Health Code) for the terms specified:

Matthew Lintner (Seat 22610, Mayor's nominee), vice E. Seth Ligon, III, term expired July 1, 1995, for a new four-year term ending July 1, 1999.

Kathryn Hyde (Seat 22609, Mayor's nominee), vice Jeffrey Bornstein, term expired July 1, 1994, for a new four-year term ending July 1, 1998.

Rules Committee
0624c/pg. 67

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 6, 1997

Ayes: Supervisors Alioto Ammiano Bierman Brown Hsieh Kaufman Leal Teng Yaki

Absent: Supervisor Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 92-96-53.1

JAN 10 1997
Date Approved

Mayor

DOCUMENTS DEPT.
JAN 30 1997
SAN FRANCISCO PUBLIC LIBRARY

FILE NO. 92-96-62.2 RESOLUTION NO. 34-97

[Appointment]
APPOINTING MEMBER TO THE BALLOT SIMPLIFICATION COMMITTEE.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated person to serve as a member of the Ballot Simplification Committee, pursuant to the provisions of the San Francisco Administrative Code, Section 5.70, for the term specified:

Mary Hilton (Seat No. 21203 - represents League of Women Voters), vice Mary Jane Brinton, term expired November 30, 1996, for new two-year term ending November 30, 1998.

Rules Committee

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 6, 1997

Ayes: Supervisors Alioto Ammiano Bierman Brown Hsieh Kaufman Leal Teng Yaki

Absent: Supervisor Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 92-96-62.2

JAN 10 1997
Date Approved

Mayor

DOCUMENTS DEPT.
JAN 30 1997
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FILE NO. ~~92-96-63.1~~ RESOLUTION NO. 35-97

[Appointment]
APPOINTING SUPERVISOR SUSAN LEAL AS A MEMBER OF THE ASSOCIATION OF BAY AREA GOVERNMENTS, EXECUTIVE BOARD.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint Supervisor Susan Leal to serve as a member of the Association of Bay Area Governments, Executive Board for the term specified:

Supervisor Susan Leal (Seat No. 10302/Regular Position), vice Supervisor Sue Bierman, resigned, for unexpired portion of two-year term ending June 30, 1997.

Rules Committee
0244c/pg. 71

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 6, 1997

Ayes: Supervisors Alioto Ammiano Bierman Brown Hsieh Kaufman Teng Yaki

Excused: Supervisor Leal

Absent: Supervisor Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 92-96-63.1

JAN 10 1997
Date Approved

Mayor

DOCUMENTS DEPT.
JAN 30 1997
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FILE NO. 92-96-64.1 RESOLUTION NO. 36-97

[Appointment]
AFFIRMING RETENTION OF SUPERVISOR TOM AMMIANO AS A MEMBER OF THE BOARD OF DIRECTORS, GOLDEN GATE BRIDGE, HIGHWAY AND TRANSPORTATION DISTRICT.

RESOLVED, That pursuant to the provisions of Section 27124 of the Streets and Highways Code, the Board of Supervisors of the City and County of San Francisco does hereby indicate its desire to retain Supervisor Tom Ammiano as a member of the Board of Directors of the Golden Gate Bridge, Highway and Transportation District, and does hereby affirm such retention by the adoption of this resolution; and, be it

FURTHER RESOLVED, That the Clerk of the Board of Supervisors is hereby directed to transmit a certified copy hereof to the Secretary of State of the State of California, and to the Executive Director, Golden Gate Bridge, Highway and Transportation District.

Rules Committee

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 6, 1997

Ayes: Supervisors Alioto Bierman Brown Hsieh Kaufman Leal Teng Yaki

Excused: Supervisor Ammiano

Absent: Supervisor Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 92-96-64.1

JAN 10 1997
Date Approved

Mayor

DOCUMENTS DEPT.
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FILE NO. 92-96-64.2 RESOLUTION NO. 37-97

[Appointment]
AFFIRMING RETENTION OF SUPERVISOR SUSAN LEAL AS A MEMBER OF THE BOARD OF DIRECTORS, GOLDEN GATE BRIDGE, HIGHWAY AND TRANSPORTATION DISTRICT.

RESOLVED, That pursuant to the provisions of Section 27124 of the Streets and Highways Code, the Board of Supervisors of the City and County of San Francisco does hereby indicate its desire to retain Supervisor Susan Leal as a member of the Board of Directors of the Golden Gate Bridge, Highway and Transportation District, and does hereby affirm such retention by the adoption of this resolution; and, be it

FURTHER RESOLVED, That the Clerk of the Board of Supervisors is hereby directed to transmit a certified copy hereof to the Secretary of State of the State of California, and to the Executive Director, Golden Gate Bridge, Highway and Transportation District.

Rules Committee

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 6, 1997

Ayes: Supervisors Alioto Ammiano Bierman Brown Hsieh Kaufman Teng Yaki

Excused: Supervisor Leal

Absent: Supervisor Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 92-96-64.2

JAN 10 1997
Date Approved

Mayor

DOCUMENTS DEPT.
JAN 30 1997
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FILE NO. 92-96-64.3 RESOLUTION NO. 38-97

[Appointment]
AFFIRMING RETENTION OF SUPERVISOR BARBARA KAUFMAN AS A MEMBER OF THE BOARD OF DIRECTORS, GOLDEN GATE BRIDGE, HIGHWAY AND TRANSPORTATION DISTRICT.

RESOLVED, That pursuant to the provisions of Section 27124 of the Streets and Highways Code, the Board of Supervisors of the City and County of San Francisco does hereby indicate its desire to retain Supervisor Barbara Kaufman as a member of the Board of Directors of the Golden Gate Bridge, Highway and Transportation District, and does hereby affirm such retention by the adoption of this resolution; and, be it

FURTHER RESOLVED, That the Clerk of the Board of Supervisors is hereby directed to transmit a certified copy hereof to the Secretary of State of the State of California, and to the Executive Director, Golden Gate Bridge, Highway and Transportation District.

Rules Committee

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 6, 1997

Ayes: Supervisors Alioto Ammiano Bierman Brown Hsieh Leal Teng Yaki

Excused: Supervisor Kaufman

Absent: Supervisor Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 92-96-64.3

JAN 1 0 1997
Date Approved

Mayor

DOCUMENTS DEPT.
JAN 3 0 1997
SAN FRANCISCO PUBLIC LIBRARY

FILE NO. 92-96-64.4 RESOLUTION NO. 39-97

[Appointments]
AFFIRMING RETENTION OF MEMBERS APPOINTED BY THE BOARD OF SUPERVISORS AS MEMBERS OF THE BOARD OF DIRECTORS, GOLDEN GATE BRIDGE, HIGHWAY AND TRANSPORTATION DISTRICT.

RESOLVED, That pursuant to the provisions of Section 27124 of the Streets and Highways Code, the Board of Supervisors of the City and County of San Francisco does hereby indicate its desire to retain the following named persons as members of the Board of Directors, Golden Gate Bridge, Highway and Transportation District, and does hereby affirm such retention by the adoption of this resolution:

Stephan C. Leonoudakis (Seat 50301)
Robert McDonnell (Seat 50303)
Robert A. Ross (Seat 50304)

and, be it

FURTHER RESOLVED, That the Clerk of the Board of Supervisors is hereby directed to transmit a certified copy hereof to the Secretary of State of the State of California, and to the Executive Director, Golden Gate Bridge, Highway and Transportation District.

Rules Committee
0624c/pg. 57

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 6, 1997

Ayes: Supervisors Alioto Ammiano Bierman Brown Hsieh Kaufman Leal Teng Yaki

Absent: Supervisor Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 92-96-64.4

JAN 10 1997
Date Approved

Mayor

DOCUMENTS DEPT.
JAN 30 1997
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FILE NO. 92-96-65 RESOLUTION NO. 40-97

[Appointment]
APPOINTING MEMBER TO THE PENINSULA CORRIDOR STUDY JOINT POWERS BOARD.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint Supervisor Sue Bierman to the Peninsula Corridor Study Joint Powers Board, vice Supervisor Tom Hsieh, resignation effective January 6, 1997, for unexpired portion of two-year term ending June 30, 1998.

Rules Committee
0624c/pp.2

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 6, 1997

Ayes: Supervisors Alioto Ammiano Brown Hsieh Kaufman Leal Teng Yaki

Excused: Supervisor Bierman

Absent: Supervisor Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 92-96-65

JAN 1 0 1997
Date Approved

Mayor

DOCUMENTS DEPT.
JAN 3 0 1997
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FILE NO. 92-96-66 RESOLUTION NO. 41-97

[Appointment]
APPOINTING MEMBER TO THE SAN FRANCISCO PARK AND OPEN SPACE ADVISORY COMMITTEE.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated person to serve as a member of the Park and Open Space Advisory Committee, pursuant to the provisions of the San Francisco Administrative Code, Section 5.90, for the term specified:

Bette Wallace Landis (Seat 23318 - Supervisor Bierman) vice Christine Schneider, resigned, for the unexpired portion of a two-year term ending July 15, 1997.

Rules Committee

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 6, 1997

Ayes: Supervisors Alioto Ammiano Bierman Brown Hsieh Kaufman Leal Teng Yaki

Absent: Supervisor Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 92-96-66

JAN 10 1997
Date Approved

Mayor

DOCUMENTS DEPT.
JAN 30 1997
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FILE NO. 92-96-67 RESOLUTION NO. 42-97

[Appointment]
APPOINTING MEMBER TO THE SUNSHINE ORDINANCE TASK FORCE.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated person to serve as a member of the Sunshine Ordinance Task Force, pursuant to the provisions of San Francisco Administrative Code, Section, 67.30, for the term specified:

Nancy Sutley (Seat, No. 27107 - must be member of the public with interest/experience in local govt.), vice Landis Whistler, resigned, for the unexpired portion of a two-year term ending April 27, 1998.

Rules Committee

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 6, 1997

Ayes: Supervisors Alioto Ammiano Bierman Brown Hsieh Kaufman Leal Teng Yaki

Absent: Supervisor Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 92-96-67

JAN 10 1997
Date Approved

Mayor

DOCUMENTS DEPT.

JAN 30 1997

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FILE NO. 172-96-49 RESOLUTION NO. 43-97

[Water Department Bernal Property Tolling Statute of Limitations]

AUTHORIZING CITY ATTORNEY TO MODIFY AN AGREEMENT WITH ALAMEDA COUNTY AND THE CITY OF PLEASANTON THAT EXTENDS THE STATUTE OF LIMITATIONS FOR LAWSUIT, IF ANY, RELATED TO LAND USE ENTITLEMENTS FOR THE SAN FRANCISCO WATER DEPARTMENT'S BERNAL PROPERTY.

WHEREAS, the City and County of San Francisco owns the certain lands under the jurisdiction of the San Francisco Water Department located in an unincorporated area of Alameda County adjacent to the City of Pleasanton, known as the "Bernal Property"; and

WHEREAS, in 1988, work began on a development plan for the Bernal Property to be processed through the City of Pleasanton; and

WHEREAS, after completion of a conceptual land use plan prepared jointly by Pleasanton and San Francisco staffs and the consultants, Pleasanton City Council directed a citizens steering committee be appointed and a public review process be undertaken to provide community input into the preparation of a Preferred Plan Report; and

WHEREAS, following an extensive citizen review process, a Preferred Plan Report was completed and presented in March, 1993 to the Pleasanton City Council; and

WHEREAS, the Pleasanton City Council did not accept the Preferred Plan developed by the citizen's steering committee as was previously agreed, but referred the Preferred Plan to another citizens committee for further review as part of an update of the Pleasanton General Plan; and

Supervisor Kaufman

BOARD OF SUPERVISORS

N:\Landuse\Ambrose\Bernal\Pleasant.Res 1

WHEREAS, the Public Utilities Commission elected to not pursue annexation and development within the City of Pleasanton, deciding to apply to Alameda County, the agency currently having land use authority for entitlements required to develop the property; and

WHEREAS, on September 8, 1994, the Water Department filed a development application with Alameda County for a Specific Plan, rezoning, master tentative parcel map, development agreement and environmental review; and

WHEREAS, in March 1995, the City of Pleasanton published a draft EIR to prezone and forcibly annex the Bernal Property to gain land use jurisdiction over the property; and

WHEREAS, the City of Pleasanton made repeated attempts to have the Water Department withdraw its development application for the Bernal Property and Alameda County suspend its consideration of that application; and

WHEREAS, on September 1, 1995, at the request of Alameda County, the Public Utilities Commission approved a Cooperative Planning Agreement whereby the City of Pleasanton, Alameda County, and City and County of San Francisco would attempt to obtain a plan acceptable to all parties and reach an amicable resolution on the proposed development plan; and

WHEREAS, on December 12, 1995, the Committee of Decision Makers composed of representatives appointed by each of the respective governing bodies met to review the Cooperative Plan

BOARD OF SUPERVISORS

N:\Landuse\Ambrose\Bernal\Pleasant.Res 2

DOCUMENTS DEPT.
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recommendations and did unanimously approve the final joint staff report and land use plan recommendations; and

WHEREAS, in January, 1996, the Public Utilities Commission, the Alameda County Board of Supervisors and the Pleasanton City Council each respectively, and unanimously, approved an agreement whereby the Water Department would both (a) revise its applications in Alameda County to reflect the Cooperative Plan which the County would expeditiously review and act upon, and(b) file an application in Pleasanton and consent to annexation if land use entitlements consistent with the Cooperative Plan were granted; and

WHEREAS, the Alameda County Board of Supervisors approved the Specific Plan,rezoning classification, and development agreement for the project on August 1, 1996 (the "Project approvals"); and

WHEREAS, the City of Pleasanton is preparing an environmental impact report on the application for land use entitlements for the property and continues to work in good faith to review and act on the proposed Project; and

WHEREAS, until final agreement and action occurs with respect to the Project application in Pleasanton, the City of Pleasanton intends to reserve the right to challenge the Project approvals that were granted by Alameda County; and

WHEREAS,under state law the City of Pleasanton would be compelled to file a lawsuit within 30 days following publication of a Notice of Determination of action on the Project, which Notice was published on August 6,1996; and

WHEREAS, avoiding litigation is in the best interest of all parties pending completion of negotiations between Pleasanton and the Public Utilities Commission and final action on the pending application; and

WHEREAS, the San Francisco Board of Supervisors authorized the City Attorney to negotiate and enter into a "Tolling Agreement" with the City of Pleasanton and Alameda County, and the parties did enter into a Tolling Agreement whereby it was agreed to extend the time for filing litigation challenging any Project approval to January 15,1996; and

WHEREAS, because the parties recognized that the extension to January 15,1996 would not allow enough time to finalize a Project approval by the City of Pleasanton, the Tolling Agreement also provided that the respective counsels for each party would seek an extension of the Tolling Agreement to a date that is unspecified, but assumes a successful resolution of the issues without resort to litigation; provided, however, that any party could terminate the Tolling Agreement on thirty (30) days' notice to the other parties, in which case Pleasanton would have thirty (30) days from the date of receipt of that notice to file its lawsuit; and

WHEREAS, the Public Utilities Commission adopted Resolution No.96-0300 recommending to the Board of Supervisors that it authorize the City Attorney to modify the Tolling Agreement to extend the statute of limitations on behalf of the City and County of San Francisco, as Real Party in Interest to any lawsuit brought

by the City of Pleasanton challenging any Project approval granted by Alameda County; now; therefore, be it

RESOLVED, this Board of Supervisors hereby authorizes the City Attorney to modify the Tolling Agreement with Alameda County and the City of Pleasanton to further extend the statute of limitations as provided above.

Adopted - Board of Supervisors, San Francisco January 6, 1997

Ayes: Supervisors Alioto Ammiano Bierman Brown Hsieh Kaufman Teng Yaki

Absent: Supervisor Katz Leal

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 172-96-49

JAN 1 0 1997

Date Approved

Mayor

DOCUMENTS DEPT.

JAN 3 0 1997

FILE NO. 176-96-9.1 RESOLUTION NO. 44-97

[Symphony]
REQUESTING THE SAN FRANCISCO SYMPHONY MANAGEMENT REMIT TO PROFESSIONAL CHORISTERS THE WAGES DUE THEM FOR ANY CONCERTS AND REHEARSALS CANCELED BY THE STRIKE. FURTHERMORE, ENCOURAGING THE MANAGEMENT NOT TO TAKE PUNITIVE MEASURES AGAINST ANY SYMPHONY EMPLOYEE WHO MAY EXERCISE THEIR RIGHT TO SPEAK OUT FOR THE MUSICIANS IN ORDER TO SHOW SUPPORT FOR THE SAN FRANCISCO SYMPHONY.

WHEREAS, The San Francisco Symphony musicians are currently on strike; and

WHEREAS, When the strike commenced, the San Francisco Chorus, who is a member of the American Guild of Musical Artists, were informed that they would be paid for all services canceled by the strike; and

WHEREAS, The San Francisco Symphony is obligated to pay the Chorus for canceled concerts if a) musicians were given less than 90 days' notice or b) the cancellation(s) results in choristers having fewer than 24 performances in a season; and

WHEREAS, The Symphony management has decided to withhold payment to the Chorus for the 8 performances canceled thus far. Instead, Symphony management has "offered" to pay the Chorus should they agree not to participate in musical events, hence not support the symphony musicians; and therefore be it

RESOLVED, Urging the Symphony management remit to the professional Choristers the wages due them for any concerts and rehearsals canceled by the strike. Furthermore, urging the management not to take punitive measures against any Symphony employee who may exercise their right to speak out for the musicians.

Supervisors Ammiano, Alioto, Bierman, Brown

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 6, 1997

Ayes: Supervisors Alioto Ammiano Bierman Brown Hsieh Kaufman Teng Yaki

Absent: Supervisor Katz Leal

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No.
176-96-9.1

Date Approved

Mayor

January 21, 1997

I hereby certify that the foregoing resolution, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, became effective without his approval in accordance with the provision of said Section 3.103 of the Charter.

John Taylor
Clerk

File No.
176-96-9.1

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FILE NO. 172-96-48.1 RESOLUTION NO. 45-97

AUTHORIZING THE SAN FRANCISCO SHERIFF'S DEPARTMENT TO ENTER INTO AN AGREEMENT WITH INTERACTIVE SYSTEMS, LLC, FOR VINE, AN AUTOMATED VICTIM NOTIFICATION SERVICE, WHICH AGREEMENT PROVIDES FOR MUTUAL INDEMNIFICATION FROM CLAIMS OR OTHER DAMAGES WHICH ARISE AS A RESULT OF PERFORMANCE UNDER SAID AGREEMENT.

WHEREAS, The Board of Supervisors of each county is required to establish a notification procedure to provide information of the release of any person incarcerated at, or arrested and released on bail from, a county jail to those persons who have requested to be notified, per section 4024.4 of the Penal Code;

WHEREAS, Interactive Systems is willing and able to provide such services on the condition that each party agrees to indemnify the other from claims of other damages, which may arise as a result of performance under the agreement; now therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco authorizes the Sheriff's Department to enter into an agreement with Interactive Systems, LLC for VINE, an automated victim notification service, which agreement contains the following dual indemnification provision:

Contractor agrees to defend, indemnify, and hold the City, its officers, employees and agents harmless from and against any liability, loss, expenses attorney's fees or claims, for injury or damages are caused by or result from negligent or intentional acts or omissions of Contractor, its officers, agents or employees.

City agrees to defend, indemnify and hold Contractor, its officers, employees and agents harmless from and against any and all third party claims for loss, expenses, attorney's fees or claims for injury or damages caused by or resulting from the negligence or intentional acts of City, its officers, agents or employees.

Supervisor Kaufman

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 6, 1997

Ayes: Supervisors Alioto Ammiano Bierman Brown Hsieh Kaufman Teng Yaki

Absent: Supervisor Katz Leal

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 172-96-48.1

JAN 10 1997

Date Approved

Mayor

DOCUMENTS DEPT.

JAN 30 1997

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CIVIC CENTER LIBRARY
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File No. 92-96-69

Resolution No. 46-97

[Appointment]
APPOINTING SUPERVISOR MICHAEL YAKI AS A MEMBER OF THE ASSOCIATION OF BAY AREA GOVERNMENTS, EXECUTIVE BOARD.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint Supervisor Michael Yaki to serve as a member of the Association of Bay Area Governments, Executive Board for the term specified:

Supervisor Michael Yaki (Seat No. 10301/Regular Position), vice Supervisor Mabel Teng, resigned, for unexpired portion of two-year term ending June 30, 1997.

RULES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 13, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Teng Yee

Excused: Supervisor Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 92-96-69

JAN 24 1997
Date Approved

Mayor

DOCUMENTS DEPT.

FEB 03 1997

SAN FRANCISCO

FILE NO. 193-96-5 RESOLUTION NO. 47-97

[Sunset Recreation Center]

URGING THE RECREATION AND PARK DEPARTMENT TO TAKE CORRECTIVE ACTION AT THE SUNSET RECREATION CENTER FACILITY BY MAKING THE FACILITY ACCESSIBLE TO THE SENIORS, ESPECIALLY IN CASES OF EMERGENCIES

WHEREAS, The mission of the Recreation and Park Department is to enrich the quality of life in San Francisco by fostering positive social change through programs and services that enhance self esteem, strengthen families' values, reduce crime and violence, provide educational opportunities, while serving as a catalyst for civic improvement; and

WHEREAS, A group of 60-90 senior citizens exercise every morning from 7:00 a.m. to 8:40 a.m. at the Sunset Recreation Center at 28th and Lawton; and

WHEREAS, In March, 1996, Mrs. Ng collapsed in front of the Sunset Recreation Center and again, the staff of the center did not allow the seniors to use the telephone in this emergency, resulting in her death;

WHEREAS, These seniors citizens have made repeated requests to the Recreation and Park Department to be treated respectfully, and in particular to have access to the telephone in cases of emergencies; and

WHEREAS, The senior citizens have also requested that the Recreation and Park Department allow the seniors to gain access to the restrooms at the Sunset Recreation Center and to further enrich the quality of the Center by maintaining the

[Supervisor Teng] Alioto, Shelley, Bierman

BOARD OF SUPERVISORS

premises by sweeping the sand from the front of the building on a daily basis, to remove or replace the flagpole, and to fill the tree basins designated for tress, because these items create a danger to persons utilizing the Sunset Recreation Center area; therefore, be it

RESOLVED, That the City and County of San Francisco hereby urges the Recreation and Park Department to take corrective action at the Sunset Recreation Center by making the facility accessible to seniors, especially in cases of emergencies.

[Supervisor Teng]

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco January 13, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
193-96-5

JAN 24 1997
Date Approved

Willie L. Brown Jr.
Mayor

FILE NO. 4-97-1 RESOLUTION NO. 48-97

[School Board]
PROCLAIMING JANUARY 1997 AS SCHOOL BOARD RECOGNITION MONTH.

WHEREAS, An excellent public education system is vital to the quality of life for all California citizens and communities; and

WHEREAS, School board members serve as locally elected officials providing educational leadership and responding to the needs of their communities based on varying local conditions; and

WHEREAS, School boards are the voice of their communities, serving the interests of schoolchildren and preparing them for the future; and

WHEREAS, School board members must deal with complex educational and social issues and are dedicated to upholding public education policies and principles; and

WHEREAS, Members of local school boards deserve recognition and thanks for countless hours of service to the people and students of our community; now therefore, be it

RESOLVED, That the San Francisco Board of Supervisors do hereby proclaim January 1997 to be School Board Recognition Month in the City and County of San Francisco and encouraging all residents to participate in activities being held in conjunction with this observance and to take action within their communities to recognize school board members.

Supervisors Tom Ammiano, Kaufman, Yaki, Bierman, Katz

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 13, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 4-97-1

JAN 24 1997
Date Approved

Mayor

DOCUMENTS DEPT
FEB 03 1997
SAN FRANCISCO

FILE NO. 6-97-1 RESOLUTION NO. 49-97

[Commending The Chinese American Association of Commerce]

COMMENDING THE CHINESE AMERICAN ASSOCIATION OF COMMERCE AND DECLARING JANUARY 11, 1997 AS "CHINESE AMERICAN ASSOCIATION OF COMMERCE DAY."

WHEREAS, The Chinese American Association of Commerce celebrates 17 years of dedicated community services; and

WHEREAS, In 1997, the Chinese American Association of Commerce celebrates a year which will have tremendous historical significant to the Chinese community; and

WHEREAS, The Chinese American Association of Commerce provides years of tireless effort in promoting economic, social and cultural exchanges with the People's Republic of China; and

WHEREAS, On January 11, 1997 the Chinese American Association of Commerce will honor it founding members; therefore be it

RESOLVED, That the City and County of San Francisco hereby commends the Chinese American Association; and be it

FURTHER RESOLVED, That the City and County of San Francisco declares January 11, 1997 as "Chinese American Association of Commerce Day" in San Francisco.

[Supervisor Teng] Leal, Bierman, Kaufman, Yaki, Katz

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 13, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 6-97-1

JAN 24 1997
Date Approved

Mayor

DOCUMENTS DEPT.
FEB 03 1997
SAN FRANCISCO

FILE NO. 6-97-2 RESOLUTION NO. 50-97

[Commending Kiangsu Chekiang Association]

COMMENDING KIANGSU CHEKIANG ASSOCIATION AND DECLARING JANUARY 31, 1997 AS "KIANGSU CHEKIANG ASSOCIATION DAY."

WHEREAS, The Kiangsu Chekiang Association celebrates its 11th Anniversary; and

WHEREAS, For over a decade, the Kiangsu Chekiang Association has provide economic, social and cultural services to the overseas Chinese community of over a decade; therefore be it

RESOLVED, That the City and County of San Francisco hereby commends Kiangsu Chekiang Association; and be it

FURTHER RESOLVED, That the City and County of San Francisco hereby declares January 31, 1997 as "Kiangsu Chekiang Association Day."

[Supervisors Teng] Hsieh, Bierman, Kaufman, Yaki, Katz

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 13, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 6-97-2

JAN 24 1997
Date Approved

Mayor

DOCUMENTS DEPT.
FEB 03 1997
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FILE NO. 6-97-3 RESOLUTION NO. 51-97

[Commending Wu Yee Children's Services]

COMMENDING WU YEE CHILDREN'S SERVICES ON ITS 20TH ANNIVERSARY AND DECLARING JANUARY 31, 1997 AS "WU YEE CHILDREN'S SERVICES DAY."

WHEREAS, Wu Yee Children's Services (Wu Yee) was founded twenty years ago; and

WHEREAS, Wu Yee adopted the name Wu Yee, a Cantonese phrase meaning "protecting and caring for children;" and

WHEREAS, Wu Yee provides comprehensive services for children - parental support, professional assistance to educators, family day care providers and bilingual childcare programs, advocacy on behalf of family rights and fiscal services; and

WHEREAS, Wu Yee operates three child care facilities and has received recognition for its work on behalf of children - the Generations Center serves as a national model for intergenerational care of children, in partnership with On Lok Senior Services; and

WHEREAS, Wu Yee also operates The Family Center, a leader in comprehensive children's services, which provides assistance to families, trains child care providers and conducts community outreach programs on sexual abuse prevention; and

[Supervisor Teng] Hsieh, Bierman, Kaufman, Yaki, Katz

BOARD OF SUPERVISORS

WHEREAS, Wu Yee's Alternative Payments program assists families in seeking subsidized child care and the Homebased Infant-Family Support Program assists families in the Tenderloin; and

WHEREAS, Wu Yee is celebrating its 20th Anniversary — "Big Feet Dancing for Little Feet" on January 31, 1997; therefore be it

RESOLVED, That the City and County of San Francisco hereby commends Wu Yee Children's Services; and be it

FURTHER RESOLVED, That the City and County of San Francisco hereby declares January 31, 1997 as "Wu Yee Children's Services Day" in San Francisco.

[Supervisor Teng]

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco January 13, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
6-97-3

JAN 24 1997
Date Approved

Willie L. Brown Jr.
Mayor

FILE NO. 6-97-4 RESOLUTION NO. 52-97

[Dr. Martin Luther King Jr.'s Birthday]

EXPRESSING THE SUPPORT OF THE SAN FRANCISCO BOARD OF SUPERVISORS IN THE ACKNOWLEDGMENT OF DR. MARTIN LUTHER KING JR.'S BIRTHDAY AND LEGACY.

WHEREAS, Dr. Martin Luther King, Jr. fought for the civil and human rights of all people; and

WHEREAS, Dr. Martin Luther King, Jr. was an advocate for the poor and disenfranchised; and

WHEREAS, Dr. Martin Luther King , Jr. advocated for equal access to employment, education and housing; and

WHEREAS, Current federal and state welfare reform legislation will adversely affect poor women, children and immigrants and exacerbate their state of indigence; and

WHEREAS, Proposition 209 is an attack on affirmative action for people of color and women and threatens many of the rights Dr. Martin Luther King, Jr. so zealously fought for; now, therefore, be it

RESOLVED, That we, as a Board, recommit ourselves to policies and measures that will further advance the vision and dream of Martin Luther King, Jr. of equality, opportunity and peace and justice for all.

Supervisor Amos Brown

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 13, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 6-97-4

JAN 24 1997
Date Approved

Mayor

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FILE NO. 6-97-5 RESOLUTION NO. 53-97

[Commend Judith Chapman]

COMMENDING JUDITH CHAPMAN FOR HER OUTSTANDING SERVICE AND CONTRIBUTIONS TO THE PEOPLE OF THE CITY AND COUNTY OF SAN FRANCISCO THROUGH HER TIRELESS EFFORTS ON BEHALF OF THE JEWISH COMMUNITY AND ACKNOWLEDGING HER SERVICE AS RETIRING CHAIR OF THE JEWISH COMMUNITY RELATIONS COUNCIL.

WHEREAS, Judith Chapman served as Chair of the Jewish Community Relations Council of San Francisco, the Peninsula, Marin and Sonoma Counties ("JCRC") from January 1995 to December 1996; and

WHEREAS, The JCRC represents more than 70 synagogues and Jewish organizations on public affairs issues; and

WHEREAS, Under Judith Chapman's leadership, she led the JCRC's active involvement in many issues that are of interest and deep concern to San Francisco citizens including support for quality public education, protecting the rights of immigrants, maintaining appropriate affirmative action programs, combating hate violence, protecting the social welfare safety net, building strong intergroup relations especially with other minority communities, supporting a strong American/Israel relationship and drawing attention to issues important to women and the lesbian and gay community; and

WHEREAS, Judith Chapman has had a long and distinguished career working for many agencies in the Jewish community including, serving as President of the Northern California Jewish Bulletin (1989-1992), President of the Women's Division of the Jewish

Community Federation (1986-1988), and Member of the Board of Directors of the Jewish Community Federation (1984-1988), to name a few; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco commends Judith Chapman for her outstanding service to the entire San Francisco community through her work in and for the Jewish Community and honors her two years of service as the retiring Chair of the Jewish Community Relations Council of San Francisco, the Peninsula, Marin and Sonoma Counties.

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Adopted - Board of Supervisors, San Francisco January 13, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
6-97-5

JAN 24 1997
Date Approved

Mayor

FILE NO. 170-96-9 RESOLUTION NO. 54-97

[Geary Courtyard Revenue Bonds]

APPROVING THE REISSUANCE OF NOT TO EXCEED $18,000,000 AGGREGATE PRINCIPAL AMOUNT OF CITY AND COUNTY OF SAN FRANCISCO MULTIFAMILY HOUSING REVENUE BONDS, 1988 ISSUE B; APPROVING THE AMENDED AND RESTATED LENDER LOAN AGREEMENT AND INDENTURE OF TRUST; APPROVING THE AMENDED AND RESTATED LOAN AGREEMENT; APPROVING THE FIRST AMENDMENT TO REGULATORY AGREEMENT AND DECLARATION OF RESTRICTIVE COVENANTS; APPROVING THE FORM OF AN AMENDED AND RESTATED BOND; RATIFYING PREVIOUS ACTIONS; AND AUTHORIZING THE EXECUTION AND DELIVERY OF DOCUMENTS AND INSTRUMENTS.

WHEREAS, The City and County of San Francisco (the "City") has previously issued its $18,000,000 Multifamily Housing Revenue Bonds, 1988 Issue B (Geary Courtyard Project) (the "Bonds") pursuant to and in accordance with a Lender Loan Agreement and Indenture of Trust by and among the City, Capital Realty Investors Tax Exempt Fund III Limited Partnership (the "Prior Bondholder") and Bankers Trust Company of California, National Association, as succeeded by First Trust of California, National Association, as trustee (the "Trustee"), dated as of August 1, 1988; and

WHEREAS, The City used the proceeds of the Bonds to make a loan (the "Loan") to Geary Courtyard Associates, a California Limited Partnership (the "Developer") pursuant to a Loan Agreement by and among the City, the Developer, and the Prior Bondholder dated as of August 1, 1988, to provide financing for a multifamily

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rental residential development known as Geary Courtyard (the "Project"); and

WHEREAS, As a result of payment delinquencies on the Bonds by the Developer an affiliate of the Prior Bondholder became the general partner of the Developer; and

WHEREAS, Capital Realty Investors Tax Exempt Fund Ltd. (the "New Bondholder") intends to acquire the Bonds from the Prior Bondholder through a merger transaction with the Prior Bondholder; and

WHEREAS, The New Bondholder, at the time of its acquisition of the Bonds, is willing to forgive and forever discharge all interest on the Bonds (other than Construction Period Deferred Base Interest) which was not paid when due and has been deferred, and desires that the City forgive and forever discharge all corresponding unpaid interest accrued on the Loan; and

WHEREAS, The New Bondholder desires to delete all provisions pertaining to the payment of Contingent Interest from the Bonds, the Lender Loan Agreement and Indenture of Trust and the Loan Agreement, to amend the interest rate on the Bonds to a rate which floats with the PSA Index, and to provide for the payment of interest on the first day of each month; and

WHEREAS, The New Bondholder desires to eliminate all provisions for remarketing from the Bonds and to extend the maturity date of the Bonds to a date not later than December 1, 2018; and

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WHEREAS, The New Bondholder desires to reduce the principal amount of the Bonds by $1,000,000 and to add to such reduced principal amount of the Bonds and the Loan all unpaid Construction Period Deferred Base Interest accrued as of the date it acquires the Bonds; and

WHEREAS, Immediately following its acquisition of the Bonds, the New Bondholder intends to convey the Bonds to US Trust Company of New York, as trustee of several newly-formed New York business trusts; and, in a secondary market transaction, the trustee intends to (i) place the Bonds in one of the New York business trusts with other multifamily housing revenue bonds issued by other issuers, (ii) issue trust certificates representing interests in such pool of bonds held by the trusts to investors pursuant to a private placement and (iii) credit enhance the trust certificates with a letter of credit; and

WHEREAS, The City and the New Bondholder desire to amend the Regulatory Agreement and Declaration of Restrictive Covenants by and among the Developer and the Prior Bondholder dated as of August 1, 1988 to extend its term; and

WHEREAS, The requested amendments to the Bonds and the related documents will cause a reissuance of the Bonds for federal income tax purposes; and

WHEREAS, Prior to the date hereof, the Mayor's Office of Housing held a public hearing, after published notice, providing

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reasonable opportunity for persons to comment on the reissuance of the Bonds and the Project; and

WHEREAS, The Mayor's Office of Housing has requested the Board of Supervisors of the City, as the "applicable elected representative" of the City under Section 147(f) of the Internal Revenue Code of 1986 (the "Code"), to approve the reissuance, execution and delivery of the Bonds to satisfy the public approval requirements of Section 147(f) of the Code; now therefore be it

RESOLVED, That the reissuance, execution and delivery of the Bonds in an amount not to exceed $18,000,000 is hereby approved for purposes of Section 147(f) of the Code; and be it

FURTHER RESOLVED, That the form of Amended and Restated Lender Loan Agreement and Indenture of Trust (a copy of which is on file with the Clerk of the Board of Supervisors and which is hereby declared to be a part of this Resolution as if fully set forth herein) submitted to the Board of Supervisors is hereby approved, with such additions, corrections and revisions as may be necessary or desirable determined in accordance with the terms of this Resolution; and be it

FURTHER RESOLVED, That the form of Amended and Restated Loan Agreement (a copy of which is on file with the Clerk of the Board of Supervisors and which is hereby declared to be a part of this Resolution as if fully set forth herein) submitted to the Board of Supervisors is hereby approved, with such additions, corrections

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and revisions as may be necessary or desirable determined in accordance with the terms of this Resolution; and be it

FURTHER RESOLVED, That the form of First Amendment to Regulatory Agreement and Declaration of Restrictive Covenants (a copy of which is on file with the Clerk of the Board of Supervisors and which is hereby declared to be a part of this Resolution as if fully set forth herein) submitted to the Board of Supervisors is hereby approved with such additions, corrections and revisions as may be necessary or desirable determined in accordance with the terms of this Resolution; and be it

FURTHER RESOLVED, That the form of Amended and Restated Bond (a copy of which is on file with the Clerk of the Board of Supervisors and which is hereby declared to be a part of this Resolution as if fully set forth herein) submitted to the Board of Supervisors is hereby approved with such additions, corrections and revisions as may be necessary or desirable determined in accordance with the terms of this Resolution; and be it

FURTHER RESOLVED, All actions heretofore taken with respect to the Bonds by officials, employees or agents of the City are hereby approved, confirmed and ratified; and be it

FURTHER RESOLVED, That any City official authorized by this Resolution to execute any document is hereby further authorized, in consultation with the City Attorney, to approve and make such changes, additions, amendments or modifications to the document or documents such official is authorized to execute as may be

necessary or desirable (provided that such changes, additions, amendments or modifications shall not authorize an aggregate principal amount of Bonds in excess of $18,000,000). The approval of any change, addition, amendment or modification to any such document shall be evidenced conclusively by the execution and delivery of such document; and be it

FURTHER RESOLVED, The Clerk of the Board of Supervisors, the Treasurer, the City Administrator, the Controller, the Mayor's Office of Housing and the City Attorney of the City are each hereby authorized in the name and on behalf of the City to take any and all steps and to execute and deliver any and all certificates, requisitions, agreements, notices, consents and other documents which they or any of them might deem necessary or appropriate in order to effectuate the provisions of this Resolution.

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

By: Liliana Zayas
Deputy City Attorney

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Adopted - Board of Supervisors, San Francisco January 21, 1997

Ayes: Supervisors Ammiano Kaufman Leal Medina Teng Yaki Yee

Absent: Supervisors Bierman Brown Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 170-96-9

JAN 24 1997
Date Approved

Mayor

FILE NO. 10-96-10 RESOLUTION NO. 55-97

[GRANTING MAJOR ENCROACHMENT PERMIT TO METRICOM, INC.]

GRANTING MAJOR ENCROACHMENT PERMIT TO METRICOM, INC., TO MOUNT 500 WIRELESS RADIO REPEATER DEVICES ON CITY-OWNED LIGHT POLES FOR A TERM OF 24 MONTHS AND ADOPTING FINDINGS PURSUANT TO SECTION 101.1 OF PLANNING CODE.

WHEREAS, The San Francisco Planning Commission, by motion number 14156 dated July 11, 1996, declared that the proposed encroachment by Metricom, Inc., conforms to the General Plan provided that four specific conditions of approval are met, which conditions are more fully set forth in the motion of the Planning Commission (the "Planning Conditions"); and

WHEREAS, The San Francisco Public Utilities Commission has, by Resolution No. 96-0218, dated October 8, 1996, approved and recommended to the Board of Supervisors for approval the proposed encroachment; and

WHEREAS, the proposed encroachment is granted to Metricom, Inc., pursuant to the terms and limitations set forth in the Major Encroachment Permit between City and County of San Francisco and Metricom, Inc. (the "Permit"), on file with the Clerk of the Board of Supervisors in file number 10-96-10 ; and

WHEREAS, the proposed encroachment by Metricom, Inc., is consistent with the eight priority policies of San Francisco Planning Code Section 101.1, insofar as (1) no neighborhood-serving retail use would be displaced and the wireless communications network will enhance personal communications

service; (2) no residential uses would be displaced or altered in any way by the granting of this encroachment subject to the terms and conditions set forth in the Planning Conditions and the Permit; (3) the proposed encroachment would have no adverse impact on housing in the vicinity; (4) the proposed encroachment would not affect or impede municipal transit or neighborhood parking; (5) the proposed encroachment would cause no displacement of industrial or service sector activity; (6) any construction done in connection with the proposed encroachment would be subject to all applicable seismic safety requirements; (7) pursuant to the terms of the Permit and the Planning Conditions, the proposed encroachment would not be installed or affect historically or architecturally significant street light poles or other similar street furniture, nor would it be installed within or in a manner to adversely affect historic districts, conservation districts, proposed historic districts, scenic routes or view corridors of City landmarks or vistas; and (8) the proposed encroachment is not expected to adversely affect public parks or open spaces; NOW THEREFORE BE IT

RESOLVED, That a major encroachment permit subject to the terms and limitations of the Permit, the Planning Conditions, and this resolution is granted to Metricom, Inc. to mount, construct, install, maintain, operate, repair, replace and remove, at Metricom's sole expense, 500 wireless radio repeaters on City-owned light poles; and BE IT

FURTHER RESOLVED, that this resolution and the Permit shall not become effective until (1) there shall have been executed and acknowledged by Permittee, and delivered to the Director of Public Works and Director of Purchasing, a copy of the Permit; and (2) there shall have been delivered to the Director of Public Works a policy of insurance and such other documentation as is required by the Permit; and BE IT

FURTHER RESOLVED, That Permittee shall secure the necessary permits and pay the necessary permit fees, inspection fees, and all other fees prior to and in connection with any work in the public right-of-way or upon City owned light poles; and BE IT

FURTHER RESOLVED, That no structure or facilities may be constructed, installed or maintained upon any City-owned light pole except as specifically provided in the Permit, the Planning Conditions and this resolution; and BE IT

FURTHER RESOLVED, That the City and County of San Francisco reserves the right to exact any fee, charge, assessment or other cost for the purpose of relocating any facilities installed pursuant to the Permit when such costs may be incurred by the

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City in connection with the performance of governmental or proprietary activities by the City and County of San Francisco in the public right-of-way.

RECOMMENDED:

MARK PRIMEAU, AIA
Director of the San Francisco
Department of Public Works

Adopted - Board of Supervisors, San Francisco January 21, 1997

Ayes: Supervisors Ammiano Kaufman Leal Medina Teng Yaki
Yee

Absent: Supervisors Bierman Brown Katz

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
10-96-10

JAN 3 1 1997
Date Approved

Mayor

FILE NO. 18-96-18 RESOLUTION NO. 56-97

[Stop Intersections]
DESIGNATING CERTAIN INTERSECTIONS AS "STOP" INTERSECTIONS.

RESOLVED, That pursuant to the provisions of the California Vehicle Code, the following intersections are hereby designated as "Stop" intersections, and the Department of Parking and Traffic is hereby authorized and directed to cause "Stop" signs to be installed thereat as designated below:

Stop Signs - Establish

Eighteenth and Hartford Streets, northeast and southwest corners, stopping Eighteenth Street traffic (makes this an all-way stop).

Pacific Avenue and Baker Street, northeast and southwest corners, stopping Pacific Avenue traffic (makes this an all way stop).

Baker and Washington Streets, northwest and southeast corners, stopping Baker Street traffic (makes this an all-way stop).

Pacific Avenue and Broderick Street, northwest and southeast corners, stopping Broderick Street traffic (makes this an all-way stop).

Plymouth Avenue and Wildwood Way, all corners, stopping all approaches (makes this an all-way stop).

Plymouth and Montecito Avenues, northwest and southeast corners, stopping Plymouth Avenue traffic (makes this an all-way stop).

Polk and Hemlock Streets, southwest corner, stopping eastbound Hemlock Street traffic (presently uncontrolled).

HOUSING AND LAND USE COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 21, 1997

Ayes: Supervisors Ammiano Kaufman Leal Medina Teng Yaki Yee

Absent: Supervisors Bierman Brown Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 18-96-18

JAN 31 1997
Date Approved

Mayor

FILE NO. 19-96-15 RESOLUTION NO. 57-97

[Parking Regulations]
ENACTING AND RESCINDING PARKING REGULATIONS AT VARIOUS LOCATIONS.

RESOLVED, That, in accordance with the provisions of the California Vehicle Code and the San Francisco Traffic Code, the following regulations governing the parking of vehicles are hereby enacted or rescinded as designated below:

No Parking, 6 a.m. - 9 a.m., Monday through Friday, Except Vans With San Francisco Vanpool Permits - Rescind
Folsom Street, south side, between Main and Spear Streets.

One-Hour Parking Time Limit, 7 a.m. - 6 p.m., Except Sunday - Rescind
Division Street, both sides, between Vermont and Henry Adams Streets.

Vermont Street, both sides, between Division and Alameda Streets.

Two-Hour Parking Time Limit, 7 a.m. - 6 p.m., Except Sunday - Rescind
Alameda Street, both sides, between Vermont and Henry Adams Streets.

No Parking Anytime - Establish
Lech Walesa Street, north side, from Polk Street to 256 feet westerly (256-foot zone, replaces existing red zone).

Lech Walesa Street, south side, from Polk Street to 217 feet westerly (217-foot zone, replaces existing red zone).

Trainor Street, east side, between Thirteenth and Fourteenth Streets.

Perpendicular (90-Degree Angle) Parking - Establish
Carroll Avenue, north side, between Phelps and Newhall Streets.

Unmetered Motorcycle Parking - Establish
Taylor Street, west side, from 1.5 feet to 5 feet north of the south property line of Vallejo Street (3.5-foot zone accommodating one motorcycle).

Taylor Street, west side, from 15 feet to 22 feet north of the south property line of Vallejo Street (7-foot zone accommodating two motorcycles).

HOUSING AND LAND USE COMMITTEE
BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 21, 1997

Ayes: Supervisors Ammiano Kaufman Leal Medina Teng Yaki Yee

Absent: Supervisors Bierman Brown Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 19-96-15

JAN 3 1 1997
Date Approved

Mayor

FILE NO. 20-96-19 RESOLUTION NO. 58-97

[Traffic Regulations]
ENACTING AND RESCINDING TRAFFIC REGULATIONS ON VARIOUS STREETS.

RESOLVED, That, in accordance with the provisions of the California Vehicle Code and the San Francisco Traffic Code, the following regulations governing the movement of vehicles are hereby enacted or rescinded as designated below:

Bicycle Lanes - Establish

Polk Street, west side (curb lane), between Market and Hayes Streets.

Multiple Turn Lanes - Rescind

Fourth Street, southbound, at Townsend Street (single exclusive left turn lane to remain).

HOUSING AND LAND USE COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 21, 1997

Ayes: Supervisors Ammiano Kaufman Leal Medina Teng Yaki Yee

Absent: Supervisors Bierman Brown Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 20-96-19

JAN 31 1997
Date Approved

Mayor

[Right of Way Cooperative Agreement]

APPROVING A RIGHT OF WAY COOPERATIVE AGREEMENT BETWEEN THE AIRPORT COMMISSION AND CALTRANS AND AUTHORIZING THE DIRECTOR OF PROPERTY AND AIRPORT DIRECTOR TO EXECUTE DOCUMENTS TO COMPLETE THE PROPERTY EXCHANGE.

WHEREAS, The Airport Commission approved the Airport Master Plan on November 3, 1992, wherein the "Ramps Project" is one of the projects under the Master Plan which provides for construction modifications to U.S. Highway 101 ramps and interchanges in order to provide access to the new International Terminal and accommodate future increases in passenger volume; and

WHEREAS, The Master Plan was the subject of a Program Environmental Impact Report ("EIR"), which was certified by the San Francisco Planning Commission on May 28, 1992, and which was previously reviewed and considered by the Board of Supervisors; and

WHEREAS, The Ramps Project is one of the projects analyzed in the EIR; and

WHEREAS, Section 15168 of the CEQA Guidelines require subsequent activities in a program that is covered by a program EIR to be examined in light of the program EIR to determine whether an additional environmental document must be prepared; and

WHEREAS, The Ramps Project has been reviewed by the Office of Environmental Review ("OER") of the Department of City Planning and OER determined that no new environmental document is required, which determination is contained in an addendum to the EIR (the "EIR Addendum"), dated January 26, 1996; and

WHEREAS, The Board of Supervisors has reviewed and considered the EIR Addendum, and the findings regarding the EIR Addendum prepared by the Airport Commission; and

WHEREAS, The Ramps Project will not result in any new significant environmental effects and that no new mitigation measures will be required; and

WHEREAS, All feasible mitigation measures identified in the Master Plan EIR and adopted as part of the Master Plan have been incorporated into the Ramps Project; and

WHEREAS, The Airport Commission, pursuant to Resolution No. 96-0237, dated September 17, 1996, approved the Right of Way Cooperative Agreement between the Airport and Caltrans which sets forth the respective responsibilities of the Airport and Caltrans relating to an exchange of properties necessary for construction of the project, environmental analysis of hazardous material affecting the exchange properties and the responsibility therefor, necessary surveying and right of way engineering and preparation of appraisals and legal documents to complete the property exchange; now, therefore, be it

RESOLVED, That this Board of Supervisors hereby approves the Right of Way Cooperative Agreement, a copy of which is on file with the Clerk of the Board of Supervisors; and be it

FURTHER RESOLVED, That the Board of Supervisors authorizes the Director of Property and Airport Director to execute any and all documents necessary and proper to complete the exchange

of property with Caltrans, as necessary for the project, and any modifications, additions or amendments to the Right of Way Cooperative Agreement, including the Exhibits, which the Director of Property and Airport Director determine are in the best interests of the City.

RECOMMENDED:

Director of Property

Director of Airports
Pursuant to Resolution No. 96-0237

LR.avd

Adopted - Board of Supervisors, San Francisco January 21, 1997

Ayes: Supervisors Ammiano Kaufman Leal Medina Teng Yaki Yee

Absent: Supervisors Bierman Brown Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 27-96-15

JAN 3 1 1997
Date Approved

Mayor

FILE NO. 27-96-17 RESOLUTION NO. 60-97

[Airport - International Services Division]

AUTHORIZING THE AIRPORT'S INTERNATIONAL SERVICES DIVISION TO EXERCISE THE POWERS NECESSARY TO ALLOW THE DIVISION TO PROMOTE AND MARKET THE SERVICES OF AIRPORT STAFF TO THE PUBLIC AND PRIVATE SECTORS

WHEREAS, the San Francisco International Airport ("Airport") is the fifth busiest airport in the United States and the eighth busiest airport in the world in terms of passenger volume; and

WHEREAS, Airport staff possesses a wealth of knowledge and experience regarding the operation, management and development of a major international airport which is not generally available in the private sector; and

WHEREAS, the Airport Director has been approached by various firms in the public and private sectors to solicit participation by the Airport as a consultant in business ventures involving the operation, management and development of international airports; and

WHEREAS, the Airport Commission adopted Resolution No.96-0274 at its November 5, 1996 meeting, establishing an International Services Division of the Airport for the purpose of participating as a consultant to such firms and to other firms in the public and private sectors; and

SUPERVISOR KAUFMAN

WHEREAS, by the participation of the International Services Division of the Airport in consulting activities in the private and public sectors, the Airport, and therefore the City, would benefit by the acquistion of knowledge regarding the operation, management and development of other airports and would therefore remain on the forefront of airport innovation; and

WHEREAS, the Division will act in accordance with all applicable federal, state and local laws; and

WHEREAS, Bay area businesses, including businesses located within the City, would benefit from the participation by the International Services Division of the Airport in consulting ventures because of increased subconsulting opportunities; now, therefore, be it

RESOLVED, that, pursuant to Sections 1.101, 2.105 and 4.102.8 of the Charter, the Board of Supervisors hereby authorizes the International Services Division of the Airport to exercise the powers necessary to allow the Division to promote and market the services of Airport staff to the private and public sectors.

Adopted - Board of Supervisors, San Francisco January 21, 1997

Ayes: Supervisors Ammiano Kaufman Leal Medina Teng Yaki
Yee

Absent: Supervisors Bierman Brown Katz

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
27-96-17

JAN 31 1997
Date Approved

Mayor

FILE NO. 47-96-13 RESOLUTION NO. 61-97

RO#96145

[Lease of Real Property]

AUTHORIZING A LEASE OF REAL PROPERTY OF LOTS 26, 27 AND 28 IN ASSESSOR'S BLOCK 6745 (WILDER ST. NEAR DIAMOND ST.) FOR USE AS AN OFF-STREET METERED PARKING LOT.

WHEREAS, The Board of Supervisors and the Mayor authorized the initial sublease of Lots 26, 27 and 28 in Assessor's Block 6745 for development of an off-street metered parking lot by approval of Resolution No. 74-89; and

WHEREAS, The Parking Authority undertook the necessary improvements to combine the aforementioned privately-owned Lots 26, 27 and 28 with the adjacent City-owned Lot 29 to develop an off-street metered parking lot; and

WHEREAS, The off-street parking lot which has been in operation since September 1989, is well utilized by members of the public; now, therefore, be it

RESOLVED, In accordance with the recommendation of the Director of the Parking Authority and the Director of Property, that the Mayor and the Clerk of the Board of Supervisors, on behalf of the City and County of San Francisco, as Tenant, are hereby authorized to execute a written lease with Anita B Stelling, Daniel S. Lazar and Kristine A. Brook, as Landlord, for Lots 26, 27 and 28 in Assessor's Block 6745, San Francisco, California, which comprise an approximate area of 7,500 square feet, for an off-street metered parking lot.

The lease shall commence January 1, 1997 and expire on December 31, 2001. The monthly rent shall be $575 throughout the term of the lease. The City shall pay for electricity supplied to the

(Real Estate)

lot for lighting and shall clean and maintain the lot in proper order and repair. A copy of such lease is on file in the office of the Clerk of the Board of Supervisors in File No 47-96-13.

City shall indemnify, hold harmless and defend ("Indemnify") Landlord and its agents, employees, contractors and licensees ("Agents") against any and all claims, costs and expenses, including without limitation, reasonable attorneys' fees (collectively, "Claims"), incurred as a result of (a) any default by City in the performance of any of its obligations under the lease, or (b) any negligent acts or omissions of City or its Agents in, on or about the Premises; provided however, City shall not be obligated to Indemnify Landlord or its Agents in the event a Claim arises solely out of the active negligence or willful misconduct of Landlord or its Agents. The provisions of this paragraph shall survive the termination of the lease.

Said lease shall be subject to certification of funds by the Controller, pursuant to Section 3.105 of the Charter. The City Attorney shall approve the form of lease.

RECOMMENDED:

Director, Parking Authority

Director of Property

Appropriation No.
25-OPF-NPR 36-02-00 03000 365024

Controller

NOV 20 1996

JR:lc

Adopted - Board of Supervisors, San Francisco January 21, 1997

Ayes: Supervisors Ammiano Kaufman Leal Medina Teng Yaki
Yee

Absent: Supervisors Bierman Brown Katz

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
47-96-13

JAN 3 1 1997
Date Approved

Mayor

FILE NO. 48-96-67 RESOLUTION NO. 62-97

RO#96169

[SETTLEMENT OF CLAIM]

APPROVING THE SETTLEMENT OF THE UNLITIGATED CLAIM OF GOLDEN EAGLE INSURANCE CO. IN THE SUM OF $8,176.75.

WHEREAS, Golden Eagle Insurance Co. has filed a claim against the City & County of San Francisco for Property Damage;

WHEREAS, The Recreation and Parks Department off the City & County of San Francisco has recommended settlement of said claim by payment of $8,176.75;

WHEREAS, the City Attorney has approved the settlement, now therefore, be it

RESOLVED, That pursuant to Section 10.22 of the San Francisco Administrative Code, settlement and compromise of said claim by payment of $8,176.75 is hereby approved.

APPROVED AS TO FORM
AND RECOMMENDED

LOUISE H. RENNE
City Attorney

PATRICK MAHONEY
Chief Trial Attorney

RECOMMENDED:

San Francisco Department of
Recreation and Parks

JOEL ROBINSON, General Manager

FUNDS AVAILABLE:

EDWARD M. HARRINGTON
Controller

1G-AGF-AAA 97-09-42
975052 05311 $8,176.75

APPROVED:

RECREATION AND PARKS COMMISSION

Secretary

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 21, 1997

Ayes: Supervisors Ammiano Kaufman Leal Medina Teng Yaki Yee

Absent: Supervisors Bierman Brown Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
48-96-67

JAN 3 1 1997

Date Approved

Mayor

DOCUMENTS DEPT

FILE NO. 48-96-68

RESOLUTION NO. 63-97

RO#96162

[SETTLEMENT OF CLAIM]

APPROVING THE SETTLEMENT OF THE UNLITIGATED CLAIM OF STEPHEN YOUNG IN THE SUM OF $11,000

WHEREAS, Stephen Young have filed a claim against the City and County of San Francisco for personal injuries.

WHEREAS, The Department of Public Works of the City and County of San Francisco has recommended settlement of said claim by payment of $11,000

WHEREAS, the City Attorney has approved the settlement, now therefore, be it

RESOLVED, that pursuant to Section 10.22 of the San Francisco Administrative Code, settlement and compromise of said claim by payment of $11,000 is hereby approved.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

PATRICK J. MAHONEY

RECOMMENDED:

Department of Public Works

Mark A. Primeau
Director of Public Works

FUNDS AVAILABLE:

EDWARD M. HARRINGTON
Controller

1G-AGF-AAA 90-00-00
975016 05311 $11,000.00

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 21, 1997

Ayes: Supervisors Ammiano Kaufman Leal Medina Teng Yaki Yee

Absent: Supervisors Bierman Brown Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 48-96-68

JAN 31 1997
Date Approved

Mayor

FILE NO. 48-96-69 RESOLUTION NO. 64-97

RO#96167

[SETTLEMENT OF CLAIM]

APPROVING THE SETTLEMENT OF THE UNLITIGATED CLAIM OF ALEXANDER LASKOFF IN THE SUM OF $24,500.

WHEREAS, Alexander Laskoff have filed a claim against the City and County of San Francisco for property damages.

WHEREAS, The Department of Public Works of the City and County of San Francisco has recommended settlement of said claim by payment of $24,500.

WHEREAS, the City Attorney has approved the settlement, now therefore, be it

RESOLVED, that pursuant to Section 10.22 of the San Francisco Administrative Code, settlement and compromise of said claim by payment of $24,500 is hereby approved

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H RENNE
City Attorney

PATRICK J MAHONEY

RECOMMENDED:

Department of Public Works

Mark A. Primeau
Director of Public Works

FUNDS AVAILABLE:

EDWARD M HARRINGTON
Controller

SC-AAA-AAP 90-00-00
DPWEEAAA0160 05311
Proj. CENCMP-RC3381 $24,500.00

BOARD OF SUPERVISORS

CC

Adopted - Board of Supervisors, San Francisco January 21, 1997

Ayes: Supervisors Ammiano Kaufman Leal Medina Teng Yaki Yee

Absent: Supervisors Bierman Brown Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 48-96-69

JAN 3 1 1997
Date Approved

Mayor

FILE NO. 48-96-70

RESOLUTION NO. 65-97

RO#96174

[SETTLEMENT OF CLAIM]

APPROVING THE SETTLEMENT OF THE UNLITIGATED CLAIM OF KHALIL BENKIRANE IN THE SUM OF $13,000.00.

WHEREAS, Khalil Benkirane has filed a claim against the City & County of San Francisco for property damage and personal injury;

WHEREAS, The Parking and Traffic Department of the City & County of San Francisco has recommended settlement of said claim by payment of $13,000.00;

WHEREAS, the City Attorney has approved the settlement, now therefore, be it

RESOLVED, That pursuant to Section 10.22 of the San Francisco Administrative Code, settlement and compromise of said claim by payment of $13,000.00 is hereby approved.

APPROVED AS TO FORM
AND RECOMMENDED

LOUISE H. RENNE
City Attorney

PATRICK MAHONEY
Chief Trial Attorney

RECOMMENDED:

San Francisco Department
of Parking and Traffic

JOHN NEWLIN
Executive Director

FUNDS AVAILABLE:

EDWARD M. HARRINGTON
Controller

1G-AGF-AAA 97-09-36
975032 05311 $13,000.00

DEC 18 1996

BOARD OF SUPERVISORS

APPROVED

Parking and Traffic Commission

Secretary

Adopted - Board of Supervisors, San Francisco January 21, 1997

Ayes: Supervisors Ammiano Kaufman Leal Medina Teng Yaki Yee

Absent: Supervisors Bierman Brown Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
48-96-70

JAN 31 1997

Date Approved

Mayor

FILE NO. 48-96-71 RESOLUTION NO. 66-97

RO#96183

[SETTLEMENT OF CLAIM]

APPROVING THE SETTLEMENT OF THE UNLITIGATED CLAIM OF JEANNE DAVIS IN THE SUM OF $19,500

WHEREAS, Jeanne Davis have filed a claim against the City and County of San Francisco for personal injuries.

WHEREAS, The Department of Public Works of the City and County of San Francisco has recommended settlement of said claim by payment of $19,500.

WHEREAS, the City Attorney has approved the settlement, now therefore, be it

RESOLVED, that pursuant to Section 10.22 of the San Francisco Administrative Code, settlement and compromise of said claim by payment of $19,500 is hereby approved

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H RENNE
City Attorney

PATRICK J. MAHONEY

RECOMMENDED:

Department of Public Works

Mark A. Primeau
Director of Public Works

FUNDS AVAILABLE:

EDWARD M. HARRINGTON
Controller

1G-AGF-AAA 97-09-90
975016 05311 $19,500.00

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 21, 1997

Ayes: Supervisors Ammiano Kaufman Leal Medina Teng Yaki Yee

Absent: Supervisors Bierman Brown Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 48-96-71

JAN 31 1997
Date Approved

Mayor

As amended in committee
December 17, 1996.

FILE NO. 64-96-23

RESOLUTION NO. 67-97

RO#96144

(Lease of Property) retroactively

mlr 12/17 AUTHORIZING THE LEASE RENEWAL OF OFFICE SPACE LOCATED AT 1540 MARKET STREET, SUITE 250, FOR THE DEPARTMENT OF PUBLIC HEALTH'S TOBACCO FREE PROJECT COMMENCING 11/1/96.

RESOLVED, In accordance with the recommendation of the Director of the Department of Public Health and the Director of Property, that the Mayor and the Clerk of the Board of Supervisors, on behalf of the City and County of San Francisco, as Tenant, be and they are hereby

mlr 12/17 authorized retroactively to execute the Lease with 1540 Market Street Investment Company, a California Limited Partnership, as Landlord, for office space located at 1540 Market Street, Suite 250, comprising 2,121 square feet for use by the Tobacco Free Project.

The Lease shall be for a twenty month term commencing on 11/1/96 and expiring 6/30/98, unless funds for rental payments are not appropriated in any subsequent fiscal year, at which time City may terminate this Lease with reasonable notice to Landlord

The monthly rent shall be $2,297.75 per month throughout the term which includes utilities and janitorial services.

City shall hold Landlord harmless from any claims or liability for any injury or damage to any person or property occurring in or about the leased premises resulting from the negligence of City, its agents or employees.

Said Lease shall be subject to certification of funds by the Controller pursuant to Section 3.105 of the Charter.

The City Attorney shall approve the form of the Lease

Recommended

Department of Public Health

Director of Property

$18,382 Available
Appropriation No HCHPREVENGR, HCPH01, 9600, *or* HCHSHLTHEDGR, HCPH01, 9600

Controller

NOV 20 1996

Adopted - Board of Supervisors, San Francisco January 21, 1997

Ayes: Supervisors Ammiano Kaufman Leal Medina Teng Yaki Yee

Absent: Supervisors Bierman Brown Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 64-96-23

JAN 3 1 1997
Date Approved

Mayor

FILE NO. 65-96-12 RESOLUTION NO. 68-97

(Approval of Lease Agreement)

APPROVING LEASE AGREEMENT WITH PIER 23 CAFE, A GENERAL PARTNERSHIP, AND THE CITY AND COUNTY OF SAN FRANCISCO OPERATING BY AND THROUGH THE SAN FRANCISCO PORT COMMISSION FOR A RESTAURANT AT PIER 23 (EMBARCADERO AND LOMBARD)

WHEREAS, City Charter Section B3.581(g) authorizes the Port Commission to enter into leases and franchises for the operation of property within the jurisdiction of the Port Commission; and

WHEREAS, City Charter Section 2.110 authorizes the Board of Supervisors to review and approve by resolution any lease of real property for a period of ten or more years including options to renew, under which the City and County is a lessor; and

WHEREAS, The San Francisco Administrative Code, Section 23.24 provides that retail sites should generally be offered to the public through competitive bidding; and

WHEREAS, The Port Commission adopted the Policy for Leasing Retail Business Sites on April 18, 1993 to balance the City's preference for competitive bidding with the need for the Port to negotiate leases renewals with existing tenants in good standing who have made a significant capital investment and have a sound business plan of benefit to the Port; and

WHEREAS, Ms. Flicka McGurrin, has successfully operated the Pier 23 Cafe for nine years. Pier 23 has been one of the best and most consistently performing restaurants on Port property and in San Francisco despite disruptions caused by the Loma Prieta Earthquake and construction along the

SAN FRANCISCO PORT COMMISSION

Embarcadero; and

WHEREAS, Ms. McGurrin desires to enter into a long term lease and consistent with the Port's leasing policies, has submitted a business plan for redeveloping the restaurant with a significant investment; and

WHEREAS, On November 12, 1996, the San Francisco Port Commission approved Lease No. L-12275 (the "Lease") with PIER 23 CAFE, Inc., a California general partnership, and an existing Port tenant, for a ten year lease for a restaurant. A copy of Port Commission Resolution No. 96-121; and the Memorandum to the Port Commission summarizing the lease terms and reasons for the Port undertaking direct negotiations with the existing tenant are on file with the Clerk of the Board of Supervisors in File No. 65-96-12 ; now therefore be it

RESOLVED, That the Board of Supervisors hereby approves Lease L-12275 between the Port of San Francisco and Pier 23 Cafe, and that the Executive Director of the Port of San Francisco is authorized to execute the same on behalf of the Port in substantially the form on file with the Clerk of the Board of Supervisors in File No. 65-96-12

APPROVED AS TO FORM

LOUISE H. RENNE
City Attorney

By: NHSekhri
NEIL H. SEKHRI, Deputy City Attorney

San Francisco Port Commission

Adopted - Board of Supervisors, San Francisco January 21, 1997

Ayes: Supervisors Ammiano Kaufman Leal Medina Teng Yaki Yee

Absent: Supervisors Bierman Brown Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 65-96-12

JAN 3 1 1997

Date Approved

Mayor

File No. 92-96-63 Resolution No. 69-97

[Appointments]
APPOINTING SUPERVISOR LESLIE KATZ AND SUPERVISOR AMOS BROWN AS MEMBERS OF THE ASSOCIATION OF BAY AREA GOVERNMENTS, EXECUTIVE BOARD.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint Supervisor Leslie Katz and Supervisor Amos Brown to serve as members of the Association of Bay Area Governments, Executive Board for the terms specified:

Supervisor Leslie Katz (Seat No. 10303/ALTERNATE Position), vice Supervisor Tom Ammiano, resigned, for unexpired portion of two-year term ending June 30, 1997.

Supervisor Amos Brown (Seat No. 10304/ALTERNATE Position), vice Supervisor Barbara Kaufman, resigned, for unexpired portion of two-year term ending June 30, 1997.

RULES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 21, 1997

Ayes: Supervisors Ammiano Kaufman Leal Medina Teng Yaki Yee

Absent: Supervisors Bierman Brown Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 92-96-63

JAN 31 1997
Date Approved

Mayor

FILE NO. 115-96-8.2 RESOLUTION NO. 70-97

[NEGATIVE DECLARATION]

ADOPTING FINAL NEGATIVE DECLARATION, FINDING AND DETERMINING THAT THE TRANSIT GENERAL ADVERTISING SIGNS ALONG THE EMBARCADERO, ON JEFFERSON, JONES AND BEACH STREETS, AND ON KING STREET BETWEEN THE EMBARCADERO AND SIXTH STREET WILL HAVE NO SIGNIFICANT IMPACT ON THE ENVIRONMENT[, AND ADOPTING AND INCORPORATING FINDINGS OF FINAL NEGATIVE DECLARATION].

WHEREAS, On September 13, 1996, the Department of City Planning issued for public review, a preliminary Negative Declaration Case # 96.410E for transit general advertising signs along the Embarcadero, on Jefferson, Jones and Beach Streets, and on King Street between the Embarcadero and Sixth Street; and

WHEREAS, On October 9, 1996, the negative declaration was finalized by the Planning Department; and

WHEREAS, On November 5, 1996, a Memorandum to the File No. 96.410E was issued which concludes that amendments to the Mission Bay Plan, an increase of advertising signs along King Street and some minor changes in the description of the project would not require supplemental environmental review; and

WHEREAS, This Board of Supervisors conducted a public hearing on the matter of adoption of the final negative declaration prior to consideration of the approval of General Plan amendments allowing general advertising signs on transit boarding platforms and transit shelters in the areas subject to the Northeastern Waterfront Plan and the Mission Bay Plan and on

public service kiosks in the Northeastern Waterfront Plan area (Case No. 96.410M), and of the adoption of amendments to Planning Code Section 603(j) allowing a certain number of general advertising signs along the Embarcadero south of the Ferry Building and on King Street between the Embarcadero and Sixth Street (Case No. 96.410T); now, therefore, be it

RESOLVED, That this Board of Supervisors has considered and reviewed the final negative declaration and adopts said final negative declaration; and be it

FURTHER RESOLVED, That this Board of Supervisors hereby finds and determines that the project described above will have no significant impact on the environment; and be it

FURTHER RESOLVED, That this Board of Supervisors adopts and incorporates herein by reference the findings of the final negative declaration Case # 96.410E, issued by the Planning Department, a copy of which is on file with the Clerk of the Board of Supervisors in File No. 115-96-8.2.

RECOMMENDED:

CITY PLANNING COMMISSION

By

Gerald G. Green

Director of Planning

/

/

/

Adopted - Board of Supervisors, San Francisco January 21, 1997

Ayes: Supervisors Ammiano Kaufman Leal Medina Teng Yaki
Yee

Absent: Supervisors Bierman Brown Katz

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
115-96-8.2

JAN 31 1997
Date Approved

Mayor

FILE NO. 115-96-11.1 RESOLUTION NO. 71-97

[Zoning - Extension of Planning Commission Review Period]

EXTENDING THE PRESCRIBED TIME WITHIN WHICH THE PLANNING COMMISSION MAY RENDER ITS DECISION ON PROPOSED ORDINANCES TO AMEND THE PLANNING CODE WITH RESPECT TO NEIGHBORHOOD COMMERCIAL ADVISORY COUNCILS, NEIGHBORHOOD COMMERCIAL DISTRICT PRE-APPLICATION SIGNPOSTING, AND UNION STREET DESIGN GUIDELINES.

WHEREAS, On October 7, 1996, the Board of Supervisors initiated the process to amend the Municipal Code, Part II, Chapter II (Planning Code), when the Honorable Kevin Shelley introduced proposed ordinances on Neighborhood Commercial Advisory Councils, Neighborhood Commercial District Pre-application Signposting, and Union Street Design Guidelines, copies of which are on file with the Clerk of the Board of Supervisors in File Nos. 115-96-11, 115-96-12, 115-96-13, respectively; and,

WHEREAS, On October 18, 1996, the proposed ordinances were referred to the Planning Commission, which currently is reviewing the proposed ordinances; and,

WHEREAS, The Zoning Administrator has requested additional time to review the proposed ordinances; and,

WHEREAS, The Board, in accordance with Planning Code Section 306.4(d) may, by resolution, extend the prescribed time within which the Planning Commission is to render its decision on proposed amendments to the Planning Code initiated by the Board of Supervisors; and,

///

WHEREAS, The Board deems it appropriate in this instance to grant to the Planning Commission an additional 90 days to review the proposed ordinances and render its decision; now, therefore, be it

RESOLVED, That by this resolution, the Board hereby extends the prescribed time within which the Planning Commission may render its decision on the proposed ordinances concerning Neighborhood Commercial Advisory Councils, Neighborhood Commercial District Pre-application Signposting, and Union Street Design Guidelines, copies of which are on file with the Clerk of the Board of Supervisors in File Nos. 115-96-11, 115-96-12, and 115-96-13, respectively, for an additional 90 days.

Adopted - Board of Supervisors, San Francisco January 21, 1997

Ayes: Supervisors Ammiano Kaufman Medina Teng Yaki Yee

Absent: Supervisors Bierman Brown Katz Leal

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County ~~of San~~ Francisco

Clerk

File No.
115-96-11.1

JAN 3 1 1997
Date Approved

Mayor

FILE NO. 146-96-21.1 RESOLUTION NO. 72-97

(Grant-State)

AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH, CHILDHOOD LEAD PREVENTION PROGRAM, TO RETROACTIVELY ACCEPT AND EXPEND THE MEDI-CAL ALLOCATION OF $ 275,399 WHICH INCLUDES INDIRECT COSTS IN THE AMOUNT OF $ 33,610, BASED ON 20% OF SALARIES FROM THE DEPARTMENT OF HEALTH SERVICES FOR CHILDHOOD LEAD POISONING CASE MANAGEMENT OF MEDI-CAL ENROLLED OR ELIGIBLE CHILDREN.

RESOLVED, that the Department of Public Health, Childhood Lead Prevention Program is hereby authorized to retroactively accept and expend an allocation of $ 275,399 for FY 96, which includes indirect costs in the amount of $ 33,610, based on 20% of salaries, from the Department of Health Services for childhood lead poisoning case management of Medi-Cal enrolled or eligible children.

RECOMMENDED:

Sandra R. Hernández, M.D.,
Director of Health

APPROVED:

Health Commission

Office of the Mayor

Office of the Controller

Public Health

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 21, 1997

Ayes: Supervisors Ammiano Kaufman Leal Medina Teng Yaki Yee

Absent: Supervisors Bierman Brown Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 146-96-21.1

JAN 3 1 1997

Date Approved

Mayor

FILE NO. 146-96-28 RESOLUTION NO. 73-97

[GRANT - FEDERAL THROUGH THE STATE]

AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH, DIVISION OF MENTAL HEALTH AND SUBSTANCE ABUSE SERVICES TO ACCEPT AND EXPEND RETROACTIVELY AN AUGMENTATION TO A GRANT UP TO THE AMOUNT OF $437,000 WHICH EXCLUDES INDIRECT COSTS FROM THE UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, CENTER FOR SUBSTANCE ABUSE TREATMENT THROUGH THE STATE OF CALIFORNIA, DEPARTMENT OF ALCOHOL AND DRUG PROGRAMS TO PROVIDE FOR BASELINE DATA COLLECTION FOR THE MULTI-SITE TARGET CITIES/SSI IMPACT STUDY, WAIVING INDIRECT COSTS AND PROVIDING FOR ACTION PREVIOUSLY TAKEN

WHEREAS, No indirect costs are permitted on this grant and the administrate cost allocated at a maximum of two-and-one-half percent are collected by the State of California in order to monitor grant services and expenditures; now, therefore, be it

RESOLVED, That the Department of Public Health, Division of Mental Health and Substance Abuse Services is hereby authorized to accept and expend retroactively an augmentation to a grant up to the amount of $437,000 which excludes indirect costs from the United States Department of Health and Human Services, Center for Substance Abuse Treatment through the State of California, Department of Alcohol and Drug Programs to provide baseline data collection for the multi-site Target Cities/SSI impact study in San Francisco as part of the "Target Cities Project"; and, be it

FUTHER RESOLVED, That the Board of Supervisors hereby waives indirect costs, and be it

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///

///

BOARD OF SUPERVISORS

FURTHER RESOLVED, That although the City has incurred no legal obligation, the Board of Supervisors does hereby ratify the action previously taken.

RECOMMENDED:

Sandra R. Hernandez, M.D.
Director of Public Health

APPROVED:

Health Commission

Office of the Mayor

Office of the Controller

Adopted - Board of Supervisors, San Francisco January 21, 1997

Ayes: Supervisors Ammiano Kaufman Leal Medina Teng Yaki Yee

Absent: Supervisors Bierman Brown Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 146-96-28

JAN 3 1 1997

Date Approved

Mayor

FILE NO. 146-96-29 RESOLUTION NO. 74-97

(Grant - ((State))

AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH, BUREAU OF ENVIRONMENTAL HEALTH MANAGEMENT TO RETROACTIVELY APPLY FOR, ACCEPT AND EXPEND A GRANT OF $8500, WHICH INCLUDES INDIRECT COSTS IN THE AMOUNT OF $986, BASED ON 11.6% OF DIRECT COSTS, FROM THE CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY, DEPARTMENT OF TOXICS SUBSTANCES CONTROL, FOR HAZARDOUS MATERIALS EMERGENCY RESPONSE EQUIPMENT.

RESOLVED, That the Department of Public Health, is hereby authorized to retroactively apply for; accept and expend a grant of $8,500 which includes indirect costs in the amount of $986, based on 11.6% of direct costs from the California Environmental Protection Agency, Department of Toxic Substances Control, for hazardous materials emergency response equipment for the residents of San Francisco.

RECOMMENDED:

Sandra R. Hernández, M.D.
Director of Health

APPROVED:

Health Commission

Office of the Mayor

Office of the Controller

Public Health

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 21, 1997

Ayes: Supervisors Ammiano Kaufman Leal Medina Teng Yaki Yee

Absent: Supervisors Bierman Brown Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 146-96-29

JAN 3 1 1997

Date Approved

Mayor

FILE NO. 146-96-30 RESOLUTION NO. 75-97

(Grant - State)

AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH, BUREAU OF HEALTH PROMOTION AND EDUCATION, TO APPLY FOR A GRANT OF $600,000, FROM THE CALIFORNIA OFFICE OF TRAFFIC SAFETY, FOR THE SENIOR PEDESTRIAN SAFETY PROJECT; WAIVING INDIRECT COSTS.

WHEREAS, The California Office of Traffic Safety does not allow for indirect costs; now, therefore be it

RESOLVED, That the Department of Public Health, Bureau of Health Promotion and Education, is hereby authorized to apply for a grant of $600,000 , from the California Office of Traffic Safety for the Senior Pedestrian Safety Project for the residents of San Francisco, and, be it

FURTHER RESOLVED, That the Board of Supervisors does hereby waive indirect costs.

RECOMMENDED:

Sandra R. Hernández, M.D.
Director of Health

APPROVED:

Health Commission

Office of the Mayor

Public Health
BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 21, 1997

Ayes: Supervisors Ammiano Kaufman Leal Medina Teng Yaki Yee

Absent: Supervisors Bierman Brown Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 146-96-30

JAN 3 1 1997
Date Approved

Mayor

FILE NO. 146-96-31 RESOLUTION NO. 76-97

(Grant - Private)

AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH, COMMUNITY PUBLIC HEALTH SERVICES, TO APPLY RETROACTIVELY FOR A GRANT OF $ 135,000, WHICH INCLUDES INDIRECT COSTS IN THE AMOUNT OF $8,497, BASED ON 20% OF SALARIES, FROM THE WELLNESS FOUNDATION, FOR OUTREACH AND FOLLOW-UP SERVICES TO ADOLESCENTS TO PREVENT UNWANTED PREGNANCIES; PROVIDING FOR RATIFICATION OF ACTION PREVIOUSLY TAKEN.

RESOLVED, That the Department of Public Health, Community Public Health Services is hereby authorized to apply retroactively for a grant of $135,000, which includes indirect costs in the amount of $8,497, based on 20% of salaries, from the Wellness Foundation, for outreach and follow-up services to prevent unwanted adolescent pregnancies for the residents of San Francisco; and, be it

FURTHER RESOLVED, That although the City has incurred no legal obligation, the Board of Supervisors does hereby ratify the action previously taken.

RECOMMENDED:

Sandra R. Hernández, M.D.
Director of Health

APPROVED:

Health Commission

Office of the Mayor

Office of the Controller

Public Health

BOARD OF SUPERVISORS

CC

Adopted - Board of Supervisors, San Francisco January 21, 1997

Ayes: Supervisors Ammiano Kaufman Leal Medina Teng Yaki Yee

Absent: Supervisors Bierman Brown Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 146-96-31

JAN 31 1997
Date Approved

Mayor

FILE NO. 146-96-32 RESOLUTION NO. 77-97

(Grant - Private)

AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH, COMMUNITY PUBLIC HEALTH SERVICES, TO APPLY FOR A GRANT OF $175,000, FROM THE WELLNESS FOUNDATION, TO DEVELOP A COMMUNITY ACTION PLAN TO REDUCE TEEN PREGNANCIES.

RESOLVED, That the Department of Public Health, Community Public Health Services, is hereby authorized to apply for a grant of $175,000, from the Wellness Foundation, to develop a community action plan to reduce teen pregnancies in the Western Addition, South of Market, Potrero Hill, the Mission District, and Bayview-Hunter's Point for the residents of San Francisco.

RECOMMENDED:

Sandra R. Hernández, M.D.
Director of Health

APPROVED:

Health Commission

Office of the Mayor

Office of the Controller

Public Health

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 21, 1997

Ayes: Supervisors Ammiano Kaufman Leal Medina Teng Yaki Yee

Absent: Supervisors Bierman Brown Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 146-96-32

JAN 31 1997
Date Approved

Mayor

FILE NO. 140-96-7 RESOLUTION NO. 78-97

[Grant - State Funds]

AUTHORIZING THE DEPARTMENT OF PUBLIC WORKS TO RETROACTIVELY APPLY FOR, ACCEPT, AND EXPEND GRANT FUNDING IN THE AMOUNT OF $21,875 FROM THE CALIFORNIA RESOURCES AGENCY TO PLANT 500 TREES WITHIN THE BERNAL HEIGHTS NEIGHBORHOOD, WAIVING INDIRECT COSTS.

WHEREAS, the Legislature of the State of California has enacted AB 471 (Chapter 106 of the Statutes of 1989), which provides $10 million annually for a period of 10 years for grant funds to local, state and federal agencies and non-profit entities for projects to enhance and mitigate the environmental impacts of modified or new public transportation facilities; and

WHEREAS, the Resources Agency has established procedures and criteria for reviewing grant proposals and is required to submit to the California Transportation Commission a list of recommended projects from which grant recipients will be selected; and

WHEREAS, said procedures and criteria established by the Resources Agency require the applicant to certify by resolution the approval of acceptance of funding before granting said funding to the applicant; and

WHEREAS, the Department of Public Works has developed a tree planting program throughout San Francisco; and

WHEREAS, the recommended trees would enhance and assist in maintaining or improving air quality in the project area; and

WHEREAS, the Department of Public Works has prepared a proposal that would be within the guidelines of the Environmental Enhancement and Mitigation Program and

would help to enhance the environmental condition of this existing Transportation Facility; and

WHEREAS, the funds obtained from the Environmental Enhancement and Mitigation Program will be used only for allowable direct costs for site preparation, the purchase of nursery grown trees to be planted within the Bernal Heights neighborhood to mitigate the seismic retro-fit of the I-280 freeway interchange; and

WHEREAS, the Department of Public Works will issue all appropriate permits to property owners for the care and maintenance of the proposed trees; and

WHEREAS, the California Resources Agency does not allow indirect costs to be included in Environmental Enhancement Mitigation grant awards, and

WHEREAS, the Department of Public Works wishes to retroactively apply for, accept and expend a grant of $21,875 for environmental mitigation to this existing Transportation Facility; now, therefore, be it

RESOLVED, that this Board of Supervisors hereby authorizes the Director of Public Works to retroactively apply for, $21,875 from the State of California, Resources Agency to fund the proposed environmental mitigation improvements within the Bernal Heights neighborhood, and to execute any and all documents necessary therefore.

RECOMMENDED:

Mark A. Primeau, AIA
Director of Public Works

APPROVED:

Controller's Grant Division

APPROVED:

Mayor's Office

Adopted - Board of Supervisors, San Francisco January 21, 1997

Ayes: Supervisors Ammiano Kaufman Leal Medina Teng Yaki Yee

Absent: Supervisors Bierman Brown Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 148-96-7

JAN 31 1997

Date Approved

Mayor

FILE NO. 172-96-46 RESOLUTION NO. 79-97

[Tolling Agreement]

APPROVING AN AGREEMENT TO SUSPEND THE STATUTE OF LIMITATIONS GOVERNING TIME TO BRING CASE TO TRIAL.

WHEREAS, on March 24, 1995, 555 California Street Partners filed a lawsuit against the City and County of San Francisco (hereafter "the City") for property damage to the structures located at 555 California Street and 315 and 345 Montgomery Street, allegedly arising from gasoline leaks from the neighboring City-owned property located at 433 Kearney Street; and

WHEREAS, effective June 27, 1996, 555 California Street Partners and the City agreed to a twelve-month stay of litigation of this matter to allow the City to focus its efforts on undertaking environmental remedial action at the subject location, and to allow the parties to reassess the need for litigation after completion of or substantial progress in remedial action; and

WHEREAS, the parties contemplate that they may agree to additional stays of litigation should the pace or progress of remedial action or other relevant factors warrant such further stays; and

WHEREAS, section 583.310 of the California Code of Civil Procedure requires that an action against a defendant be brought to trial within five years after commencement of the action against the defendant, and accordingly requires that this action be brought to trial by March 24, 2000; and

WHEREAS, the aforementioned parties have agreed, and the Court has ordered, that counsel for the City shall recommend to the Board of Supervisors that the City enter into a stipulation that the time limit for bringing this action to trial pursuant to Code Civ. Proc. § 583.310 shall be tolled for the same period as the stay of this case; and

WHEREAS, such a tolling provision would be consistent with the purposes of the stay of litigation; now, therefore be it

RESOLVED, That the City Attorney is authorized to stipulate with 555 California Street Partners that the time limit for bringing the case to trial pursuant to Code Civ. Proc. § 583.310 shall be tolled for the same period as the period that the stay of this case shall be in effect.

APPROVED AS TO FORM AND
RECOMMENDED:

LOUISE H. RENNE
City Attorney

PATRICK J. MAHONEY
Chief Trial Deputy

Adopted - Board of Supervisors, San Francisco January 21, 1997

Ayes: Supervisors Ammiano Kaufman Leal Medina Teng Yaki
Yee

Absent: Supervisors Bierman Brown Katz

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John Taylor
Clerk

File No.
172-96-46

JAN 31 1997
Date Approved

Mayor

FILE NO. 223-96-35 RESOLUTION NO. 80-97

[Liquor License Transfer/673 Commercial Street]
DETERMINING THAT THE TRANSFER OF A TYPE 21 OFF-SALE GENERAL ALCOHOLIC BEVERAGE LICENSE TO WEN JUAN LIU, FROM 754 KIRKHAM STREET TO 673 COMMERCIAL STREET, WILL SERVE THE CONVENIENCE OF THE PEOPLE OF THE CITY AND COUNTY OF SAN FRANCISCO, IN ACCORDANCE WITH SECTION 23958.4 OF THE CALIFORNIA BUSINESS AND PROFESSIONS CODE.

WHEREAS, Wen Juan Liu is seeking the transfer of a Type 21 off-sale general alcoholic beverage license from 754 Kirkham Street to 673 Commercial Street for a grocery store; and

WHEREAS, The Planning Department has verified that the zoning in this area is appropriate for this proposed transfer; and

WHEREAS, The Police Department recommends that the liquor license application be approved; now, therefore, be it

RESOLVED, That in accordance with Section 23958.4 of the California Business and Professions Code, the Board of Supervisors of the City and County of San Francisco hereby determines for the foregoing reasons that the transfer of a Type 21 off-sale general alcoholic beverage license to Wen Juan Liu, from 754 Kirkham Street to 673 Commercial Street for a grocery store, will serve the convenience of the people of the City and County of San Francisco.

HOUSING AND LAND USE COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 21, 1997

Ayes: Supervisors Ammiano Kaufman Leal Medina Teng Yaki Yee

Absent: Supervisors Bierman Brown Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 223-96-35

JAN 31 1997
Date Approved

Mayor

FILE NO. 223-96-36 RESOLUTION NO. 81-97

[Liquor License/213 Sutter Street]
DETERMINING THAT THE ISSUANCE OF A TYPE 20 OFF-SALE BEER AND WINE LICENSE TO NASSIR ZUGHAYER FOR SAMMY'S SMOKES AND SNACKS, LOCATED AT 213 SUTTER STREET, WILL SERVE THE CONVENIENCE OF THE PEOPLE OF THE CITY AND COUNTY OF SAN FRANCISCO, IN ACCORDANCE WITH SECTION 23958.4 OF THE CALIFORNIA BUSINESS AND PROFESSIONS CODE.

WHEREAS, Nassir Zughayer is seeking the issuance of a Type 20 off-sale beer and wine license for Sammy's Smokes and Snacks, located at 213 Sutter Street; and

WHEREAS, The Planning Department has verified that the area is zoned properly; and

WHEREAS, The Police Department recommends that the liquor license application be approved; now, therefore, be it

RESOLVED, That in accordance with Section 23958.4 of the California Business and Professions Code, the Board of Supervisors of the City and County of San Francisco hereby determines for the foregoing reasons that issuance of a Type 20 off-sale beer and wine license to Nassir Zughayer for Sammy's Smokes and Snacks, located at 213 Sutter Street, will serve the convenience of the people of the City and County of San Francisco.

HOUSING AND LAND USE COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 21, 1997

Ayes: Supervisors Ammiano Kaufman Leal Medina Teng Yaki Yee

Absent: Supervisors Bierman Brown Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 223-96-36

JAN 3 1 1997
Date Approved

Mayor

FILE NO. 271-96-4 RESOLUTION NO. 92-97

[GENERAL ADVERTISING SIGNS ALONG THE EMBARCADERO]

APPROVING AMENDMENTS TO THE SAN FRANCISCO GENERAL PLAN TO ALLOW GENERAL ADVERTISING SIGNS ON TRANSIT BOARDING PLATFORMS AND TRANSIT SHELTERS IN THE AREAS SUBJECT TO THE NORTHEASTERN WATERFRONT PLAN AND MISSION BAY PLAN, AND ON PUBLIC SERVICE KIOSKS IN THE AREA SUBJECT TO THE NORTHEASTERN WATERFRONT PLAN (FILE NO. 96.410M).

WHEREAS, Pursuant to Charter Section 4.105, the Planning Commission shall recommend to the Board of Supervisors for approval or rejection amendments to the General Plan; and

WHEREAS, The Board of Supervisors adopted by Resolution No. 965-85 and consecutive resolutions the Waterfront Transportation Projects for the development and implementation of a series of Waterfront Transportation Improvements including, among other projects, the Muni Metro Extension (MMX Line) along The Embarcadero south of the Ferry Building and along King Street and the F- Market and Wharves Historic Street Car Line (F-Line) along The Embarcadero north of the Ferry Building with a turn-around loop on Beach, Jones and Jefferson Streets; and

WHEREAS, As part of the Waterfront Transportation Improvements, the public Transportation Department, in conjunction with other City Departments and with input from the community, is designing and constructing high-level transit boarding platforms with shelters for the MMX Line, and will be designing and constructing transit shelters on median boarding

islands for the F-Line; and

WHEREAS, The Public Transportation Department desires that its transit shelter advertising contractor support the construction, maintenance and repair of the MMX and F-Line transit boarding areas in exchange for the privilege of installing general advertising signs on said transit boarding areas; and

WHEREAS, The shelters would further the City's Transit First policy and implement another General Plan policy requiring "a convenient and efficient system as a preferable alternative to automobile use" in providing protection from the elements, seating, telephones, and an art component for those using public transit; and

WHEREAS, A similar program has already been in operation throughout the City for many years allowing general advertising signs on transit shelters at a ratio of two shelters with commercial general advertising to one shelter without commercial general advertising; and

WHEREAS, At the request of the Public Transportation Commission, the Planning Commission considered amendments to the Northeastern Waterfront Plan and Mission Bay Plan which would provide an exemption from the prohibition of general advertising signs and billboards and allow general advertising signs on transit boarding platforms and transit shelters in the Northeastern Waterfront Plan and Mission Bay Plan areas; and

WHEREAS, The proposed general advertising signs on transit stations shall be designed in a manner as to minimize obstruction of public views from pedestrian walkways and public open space and will be limited in number and in size by the language of simultaneously introduced Planning Code amendments; and

WHEREAS, General advertising signs on public service kiosks constructed as part of the previously approved Public Toilet Program would also be permitted as part of the amendments to the Northeastern Waterfront Plan; and

WHEREAS, A Negative Declaration under File No. 96.410E was issued on October 9, 1996 finding that this project could not have a significant effect on the environment. On November 5, 1996, a Memorandum to the File of Case No. 96.410E was issued which concludes that amendments to the Mission Bay Plan, an increase in the number of advertising signs at certain stations and some minor changes in the description of the project would not require supplemental environmental review; and

WHEREAS, Pursuant to Planning Code Section 340, the Planning Commission held a duly noticed hearing on November 21,1996, adopted the amendments by Resolution No. 14240 and recommends them for approval to the Board of Supervisors.

NOW, THEREFORE BE IT RESOLVED, That the Board of Supervisors hereby approves the amendments to the Northeastern Waterfront Plan and the Mission Bay Plan of the General Plan of the City

and County of San Francisco to allow general advertising signs on transit shelters, transit boarding platforms and public service kiosks which amendments are set forth in Exhibit A.

Adopted - Board of Supervisors, San Francisco January 21, 1997

Ayes: Supervisors Ammiano Kaufman Leal Medina Teng Yaki
Yee

Absent: Supervisors Bierman Brown Katz

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
271-96-4

JAN 31 1997
Date Approved

Mayor

FILE NO. 6-97-6 RESOLUTION NO. 83-97

[Congratulations]
RECOGNIZING JOHN C. FRANTZ'S ACCOMPLISHMENTS AS SAN FRANCISCO'S FIRST EXECUTIVE DIRECTOR OF THE MUSEUM OF THE CITY OF SAN FRANCISCO AND ALSO HIS ACCOMPLISHMENTS AS THE CITY LIBRARIAN FOR THE CITY AND COUNTY OF SAN FRANCISCO.

WHEREAS, John C. Frantz served as the City Librarian for the City and County of San Francisco from 1977 to 1987. During his tenure he directed the library on a highly efficient and competent manner; and

WHEREAS, John C. Frantz gave generously of his time, talent and energy to address the many complications connected with the day-to-day operations of a complex cultural institution; and

WHEREAS, John C. Frantz was a the first Executive Director of The Museum of The City of San Francisco who's leadership and encouragement of staff and volunteers laid the foundation for it's success. He is a qualified Director who demonstrated fiscal management effectively and had the tact that made for a smooth operation of two important facilities in this diverse city; and now therefore, be it

RESOLVED, That the San Francisco Board of Supervisors do hereby recognize John C. Frantz's accomplishments as San Francisco's first Executive Director of the Museum of the City of San Francisco and also his accomplishments as the City Librarian for the City and County of San Francisco, and look forward to celebrating

August 25th as John C. Frantz Day!!

Supervisor Tom Ammiano Bierman Leal

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 21, 1997

Ayes: Supervisors Ammiano Kaufman Medina Teng Yaki Yee

Absent: Supervisors Bierman Brown Katz Leal

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 6-97-6

JAN 31 1997
Date Approved

Mayor

FILE NO. 6-97-7 RESOLUTION NO. 84-97

[Commending The Women's Philharmonic]

COMMENDING THE WOMEN'S PHILHARMONIC ON THE OCCASION OF THE OPENING NIGHT OF ITS 15TH ANNIVERSARY SEASON AND PROCLAIMING JANUARY 25, 1997 AS WOMEN'S PHILHARMONIC DAY IN THE CITY AND COUNTY OF SAN FRANCISCO.

WHEREAS, The Women's Philharmonic is recognized nationally and locally as the only professional orchestra of its kind, dedicated to the promotion of women composers, conductors and performers; and

WHEREAS, The Women's Philharmonic has revolutionized the nature of concert hall performances by incorporating the works of more than 144 women composers into standard orchestral repertoire; and

WHERAS, The Women's Philharmonic will be celebrating its 15th Anniversary season with the presentation of the U.S. premiers of Dame Ethyl Smith's Concerto for Violin, Horn and Orchestra (1927) Eleanor Alberg'a Sun Warrior (1990) and Joan Tower's Island Rhythms (1985); now therefore be it

RESOLVED, That the Board of Supervisors of the City and San Francisco extends its highest commendation to the Women's Philharmonic for its outstanding performances and its commitment in bringing the music of women composers to even wider audiences; and be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco hereby declares January 25, 1997 as "Women's Philharmonic Day" in the City and County of San Francisco.

Supervisor Susan Leal, Kaufman, Bierman

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 21, 1997

Ayes: Supervisors Ammiano Kaufman Medina Teng Yaki Yee

Absent: Supervisors Bierman Brown Katz Leal

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 6-97-7

JAN 31 1997
Date Approved

Mayor

FILE NO. 6-97-8 RESOLUTION NO. 85-97

[Commending "The Living Brush" Exhibition]

COMMENDING "THE LIVING BRUSH: FOUR CONTEMPORARY CHINESE MASTER CALLIGRAPHERS" AND DECLARING FEBRUARY 12, 1997 AS "CHINESE CALLIGRAPHY DAY" IN SAN FRANCISCO.

WHEREAS, Calligraphy had its origin thousands of years ago and is a means of communication in many parts of the world; and

WHEREAS, "The Living Brush" is an exhibition of contemporary Chinese calligraphy, featuring four master artists of international acclaim; and

WHEREAS, These Chinese American artists have developed their own individual style within this tradition — artist C.C. Wang's landscape paintings, artist Wang Fangyu's rhythmic and bold calligraphic works, artist Tseng Yu-ho's primary inspiration of landscape and artist Grace Tong's compositions of early pictographic origins of calligraphy combined with expressions of painters; therefore be it

RESOLVED, That the City and County of San Francisco hereby commends "The Living Brush: Four Contemporary Chinese Master Calligraphers;" and be it

FURTHER RESOLVED, That the City and County of San Francisco hereby declares February 12, 1997 as "Chinese Calligraphy Day" in San Francisco.

[Supervisor Teng] Bierman Leal

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 21, 1997

Ayes: Supervisors Ammiano Kaufman Medina Teng Yaki Yee

Absent: Supervisors Bierman Brown Katz Leal

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 6-97-8

JAN 3 1 1997

Date Approved

Mayor

FILE NO. 6-97-9 RESOLUTION NO. 86-97

COMMENDING JOHN E. NEWLIN FOR HIS YEARS OF DISTINGUISHED SERVICE AS EXECUTIVE DIRECTOR OF THE DEPARTMENT OF PARKING & TRAFFIC AND FOR HIS MANY CONTRIBUTIONS TO THE CITY AND COUNTY OF SAN FRANCISCO.

WHEREAS, John E. Newlin was appointed Executive Director of the San Francisco Department of Parking & Traffic on September 29, 1992; and

WHEREAS, After taking over as Executive Director of the Department of Parking & Traffic, John E. Newlin assured its smooth operation during a time of extensive change and expansion of the Department's role; and

WHEREAS, Under his stewardship, the Department of Parking & Traffic worked in concert with the Board of Supervisors to implement many highly innovative techniques, strategies and measures to improve transportation safety in San Francisco, including establishing programs to install cameras to catch red-light runners and to increase enforcement of bus zone and disabled ramp parking violations; and

WHEREAS, John E. Newlin has made a significant contribution to improving bicycle transportation and safety in San Francisco, including assisting in drafting of the City's first comprehensive Bicycle Plan, installing sidewalk bicycle racks and widening the curb lanes of many City streets to better accommodate bicycles; and

SUPERVISORS KAUFMAN, AMMIANO, YAKI, BIERMAN, TENG, KATZ, BROWN, YEE

WHEREAS, John E. Newlin spearheaded the implementation of the successful Traffic Mitigation that has helped the City to cope with the disruption caused by the closure of the earthquake-damaged Central Freeway; and

WHEREAS, John E. Newlin also successfully obtained more than $25 million in Federal and state grants to improve and rehabilitate the City's transportation infrastructure; and

WHEREAS, John E. Newlin has exhibited a quick wit and a fine sense of humor at one of the most difficult jobs in San Francisco; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco hereby commends John E. Newlin for his years of distinguished service as Executive Director of the Department of Parking & Traffic and for his many contributions to the City and County of San Francisco.

SUPERVISORS KAUFMAN, AMMIANO, YAKI, BIERMAN, TENG, KATZ, BROWN, YEE

Adopted - Board of Supervisors, San Francisco January 21, 1997

Ayes: Supervisors Ammiano Kaufman Medina Teng Yaki Yee

Absent: Supervisors Bierman Brown Katz Leal

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
6-97-9

JAN 3 1 1997

Date Approved

Mayor

FILE NO. 13-97-1 RESOLUTION NO. 87-97

[CIA/Contra Drug Trade]
ENDORSING THE EFFORTS OF MAXINE WATERS AND THE CONGRESSIONAL BLACK CAUCUS IN THEIR ATTEMPTS TO ENSURE FULL SCALE INVESTIGATIONS AND CONGRESSIONAL HEARINGS TO RESPOND TO THE PUBLICS CONCERN RELATIVE TO THE CIA/ CONTRA DRUG TRADE.

WHEREAS, With the publication of the San Jose Mercury News' special report series, "Dark Alliance: The Story Behind The Crack explosion" much local, state, and national attention and concern has generated by the public at large; and

WHEREAS, The Congressional Black Caucus and its allies in Congress have called for federal investigations and congressional hearings as a response to the public's concern; and

WHEREAS, The Democratic County Central Committee (DCCC) endorses the efforts of Maxine Waters and the Congressional Black Caucus in their attempts to ensure full scale investigations of the findings of the San Jose Mercury News; special report series: "Dark Alliance: The Story Behind The Crack Explosion" and now, therefore be it

RESOLVED, That the San Francisco Board of Supervisors endorse the efforts of Maxine Waters and the Congressional Black Caucus in their attempts to ensure full scale investigations and congressional hearings to respond to the publics concern relative to the CIA/ Contra Drug Trade.

Supervisor Tom Ammiano, BROWN, Bierman

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 21, 1997

Ayes: Supervisors Ammiano Kaufman Medina Teng Yaki Yee

Absent: Supervisors Bierman Brown Katz Leal

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No.
13-97-1

JAN 31 1997
Date Approved

Mayor

FILE NO. 28-97-1 .1 RESOLUTION NO. 88-97

(EDGEHILL WAY EARTH MOVEMENT EMERGENCY)

AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF PUBLIC WORKS TO TAKE NECESSARY MEASURES TO PROTECT THE HEALTH, WELFARE AND PROPERTY OF THE CITIZENS OF SAN FRANCISCO BY PERFORMING THE NECESSARY WORK TO MITIGATE UNSTABLE CONDITIONS ON THE ROADWAY AND TO THE UTILITIES ON THE AFFECTED PORTION OF EDGEHILL WAY AND FURTHER AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO HOLD CONTRACTORS HARMLESS FROM ANY RELATED CLAIMS.

WHEREAS, A rainstorm caused earth movement on a slope along a portion of Edgehill Way between and including properties at 275 and 305 in the Forest Hill District; and

WHEREAS, The earth movement has caused extensive damage to portions of the roadway, an existing retaining wall and utilities; and

WHEREAS, The earth movement threatens to undermine and cause damage to adjacent houses; now, therefore be it

RESOLVED, In accordance with the provisions of Section 6.30 of the Administrative Code of the City and County of San Francisco, The Board of Supervisors hereby finds and declares the existence of an emergency and authorizes the Director of Public Works to proceed in the most expeditious manner to perform the necessary work to mitigate the unstable and dangerous conditions threatening utilities and adjacent properties caused by the earth movement on Edgehill Way in the Forest Hill District; and, be it

FURTHER RESOLVED, That the Director of Public Works is hereby authorized to hold contractors and consulting engineers harmless from claims, except for their gross negligence and their intentional misconduct, when entering into contracts related to the Edgehill Way earth movement.

FURTHER RESOLVED, That the Director of Public Works is authorized to implement the repair/reconstruction of the Edgehill Way roadway in the event the frontage property owners refuse to perform the repairs within the time requirements of Public Works Code Section 400, and to seek reimbursement of all costs incurred from said property owners.

RECOMMENDED:

for Deputy Director for Engineering and City Engineer

DESCRIPTION APPROVED:

Deputy Director for Financial Management and Administration

RECOMMENDED:

Director of Public Works

APPROVED:

for City Administrator

Adopted - Board of Supervisors, San Francisco January 21, 1997

Ayes: Supervisors Ammiano Kaufman Medina Teng Yaki Yee

Absent: Supervisors Bierman Brown Katz Leal

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
28-97-1.1

JAN 3 1 1997
Date Approved

Mayor

FILE NO. 43-97-1 RESOLUTION NO. 89-97

[Enforcement of Law Requiring Front License Plates]

ESTABLISHING THE POLICY OF THE CITY AND COUNTY OF SAN FRANCISCO TO TICKET ALL AUTOMOBILES THAT DO NOT HAVE FRONT LICENSE PLATES, URGING THE POLICE COMMISSION TO CONTINUE INCREASED ENFORCEMENT AGAINST MOTORISTS WITHOUT FRONT LICENSE PLATES AFFIXED TO THEIR CARS, AND URGING THE PARKING AND TRAFFIC COMMISSION TO BEGIN INCREASED ENFORCEMENT AGAINST PARKED CARS WITHOUT FRONT LICENSE PLATES.

WHEREAS, Traffic accidents, including those caused by red light runners, are a serious problem in San Francisco, causing death, physical injury and property damage, and these accidents increase the cost of municipal government as a result of emergency and police response expenses; and

WHEREAS, Many traffic accidents victimize our most vulnerable citizens including children, seniors and the disabled, and it is in the interest of the City and County of San Francisco to take necessary and reasonable steps to protect all people using the streets of San Francisco; and

WHEREAS, the Motor Vehicle Code requires that automobiles have license plates affixed to both the front and back of the vehicle; and

WHEREAS, The lack of front license plates on vehicles makes it more difficult for law enforcement to identify and cite motorists who have caused serious moving violations and, therefore, impacts the ability of law enforcement to reduce injury-causing accidents; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco declares that it is the policy of the City and County of San Francisco to cite all vehicles, whether moving or parked, for lack of a front license plate; and, be it

FURTHER RESOLVED, That the Board urges the Police Commission to continue its current policy of aggressively enforcing the law against moving vehicles without front license plates; and, be it

FURTHER RESOLVED, That the Board urges the Parking and Traffic Commission to institute an aggressive policy of issuing parking citations to all parked automobiles on City and County streets that do not have front license plates, whether or not the parked vehicle is being ticketed for any other parking violation.

Adopted - Board of Supervisors, San Francisco January 21, 1997

Ayes: Supervisors Ammiano Kaufman Medina Teng Yaki Yee

Absent: Supervisors Bierman Brown Katz Leal

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
43-97-1

JAN 3 1 1997
Date Approved

Mayor

FILE NO. 91-97-1.1 RESOLUTION NO. 90-97

[YERBA BUENA CENTER]

APPROVING ADDENDUM #3 TO THE YERBA BUENA CENTER FINAL SUBSEQUENT ENVIRONMENTAL IMPACT REPORT IN CONNECTION WITH THE PROPOSED AMENDMENT TO THE REDEVELOPMENT PLAN FOR THE YERBA BUENA CENTER REDEVELOPMENT PROJECT AREA AND FINDING THAT NO FURTHER ENVIRONMENTAL DOCUMENT IS REQUIRED.

WHEREAS, the Redevelopment Agency of the City and County of San Francisco (the "Agency") has prepared a proposed amendment (the "Amendment") to the Redevelopment Plan (the "Redevelopment Plan") for the Yerba Buena Center Redevelopment Project Area (the "Project"), the purpose of which is to modify the land use designation for certain property within the Project Area (East Block 1) to add residential land use as a permitted use and to increase the permitted residential density on that property; and

WHEREAS, the Redevelopment Plan for the Project was originally adopted by the Board of Supervisors of the City and County of San Francisco (the "Board") on April 25, 1966, and has been subsequently amended eight times; and

WHEREAS, the environmental effects of the Redevelopment Plan for the Project, as it has been amended to date, have been analyzed in the following environmental documents (the "Prior Environmental Documents"), copies of which are on file in the office of the Agency Secretary:

(a) The Yerba Buena Center Final Environmental Impact Report ("YBC Final EIR") certified on April 25, 1978, by the Agency and, acting for and on behalf of the Board of Supervisors, the Planning Commission of the City and County of San Francisco (the "Planning Commission"), as joint lead agencies;

(b) The First Supplement to the YBC Final EIR ("First YBC EIR Supplement") certified on July 21, 1981, by the Agency and the Planning Commission, as joint lead agencies;

(c) The Second Supplement to the YBC Final EIR ("Second YBC EIR Supplement") certified on January 4, 1983, by the Agency and the Planning Commission, as joint lead agencies;

(d) The Yerba Buena Center Final Subsequent Environmental Impact Report ("YBC Subsequent EIR") certified on December 3, 1992, by the Agency and the Planning Commission, as joint lead agencies;

(e) Addendum #1 to the YBC Subsequent EIR approved in June 1994 by the Agency; and

(f) Addendum #2 to the YBC Subsequent EIR approved in October 1994 by the Agency; and

Supervisor Yaki

BOARD OF SUPERVISORS

WHEREAS, in connection with the proposed Amendment, the Agency prepared Addendum #3 ("Addendum #3") to the YBC Subsequent EIR pursuant to the California Environmental Quality Act (Public Resources Code Section 21000 et seq., hereinafter referred to as "CEQA"), the Guidelines for Implementation of the California Environmental Quality Act (14 California Code of Regulations, Section 15000 et seq., hereinafter referred to as the "State CEQA Guidelines") and local procedures relating to environmental evaluation; and

WHEREAS, Addendum #3 to the YBC Subsequent EIR has been included as a part of the Agency's Report to the Board on the proposed Amendment; now, therefore, be it

RESOLVED, by the Board of Supervisors of the City and County of San Francisco, after due consideration, that:

1. The Board has reviewed and considered Addendum #3 to the YBC Subsequent EIR, as set forth in the Agency's Report to the Board on the proposed Amendment, and hereby approves Addendum #3 to the YBC Subsequent EIR.

2. The Board hereby finds and determines that all environmental effects of the proposed Amendment to the Redevelopment Plan for the Project have been considered and analyzed in the Prior Environmental Documents, as modified by Addendum #3 to the YBC Subsequent EIR.

3. The Board hereby further finds and determines that no further environmental document is required in connection with the proposed Amendment to the Redevelopment Plan for the Project due to the facts that:

(a) The proposed Amendment does not propose substantial changes to the Redevelopment Plan which would require major revisions of the Prior Environmental Documents in that no new significant environmental effects were discovered and there will be no substantial increase in the severity of previously identified significant effects as a result of the proposed Amendment;

(b) The proposed Amendment will not result in substantial changes with respect to the circumstances under which the Redevelopment Plan will be carried out which would require major revisions of the Prior Environmental Documents in that no new significant environmental effects were discovered and there will be no substantial increase in the severity of previously identified significant effects as a result of the proposed Amendment; and

(c) No new information of substantial importance has become available, which was not known and could not have been known with the exercise of reasonable diligence at the time the Prior Environmental Documents were certified, concerning new or substantially more severe significant effects or mitigation measures or alternatives which are different or no longer infeasible.

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BOARD OF SUPERVISORS

4. Upon approval and adoption of the Amendment by the Board, the Clerk of the Board is hereby directed to file a Notice of Determination pursuant to the provisions of Section 21152 of CEQA.

Adopted - Board of Supervisors, San Francisco January 21, 1997

Ayes: Supervisors Ammiano Kaufman Leal Medina Teng Yaki Yee

Absent: Supervisors Bierman Brown Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 91-97-1.1

JAN 3 1 1997

Date Approved

Mayor

FILE NO. 93-97-1 RESOLUTION NO. 91-97

[Memorandum of Understanding]

REQUIRING SUBMISSION OF FINAL TENTATIVE MEMORANDA OF UNDERSTANDING AND FINAL ARBITRATION AWARDS ISSUED PURSUANT TO CHARTER SECTIONS 8.409 ET SEQ. TO THE CLERK OF THE BOARD ON SPECIFIC DATES AND PROVIDING THAT FULL DOCUMENTATION SUPPORTING THE ITEM BE PLACED IN THE BOARD FILE AT THE SAME TIME.

WHEREAS, Each year the City and unions collectively bargain over a variety of proposals affecting employee wages, benefits and other negotiable terms and conditions of employment pursuant to Charter Section 8,409 et seq.; and

WHEREAS, These negotiations normally take place during the same time period that the departments and Mayor are preparing the budget for submission to the Board of Supervisors for the next fiscal year; and

WHEREAS, In order for the public and the Board of Supervisors to review adequately and cost agreements and arbitration awards and determine their impact on the final budget and the city's operations it is extremely important for the negotiation and arbitration process to be completed as early as possible; and

WHEREAS, The Board of Supervisors has previously expressed concern that agreements and arbitration awards be finalized and submitted to the Board of Supervisors with sufficient time and in a sufficiently final form to allow for public review and for the Board of Supervisors to analyze and cost them before final action is required; now, therefore, be it

Supervisor Kaufman

RESOLVED, That all collective bargaining agreements which are intended to be effective the beginning of the next fiscal year shall be submitted to the Clerk of the Board no later than March 10, or April 7 if the Board of Supervisors has extended the date of final adoption by 30 days, in a form that will allow for complete review and costing prior to introduction before the Board of Supervisors; and be it

FURTHER RESOLVED, That all arbitration panel awards which are intended to be effective the beginning of the next fiscal year shall be submitted to the Clerk of the Board no later than June 9, in a form that will allow for complete review and costing prior to introduction before the Board of Supervisors.

Adopted - Board of Supervisors, San Francisco January 21, 1997

Ayes: Supervisors Ammiano Kaufman Leal Medina Teng Yaki Yee

Absent: Supervisors Bierman Brown Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 93-97-1

JAN 31 1997

Date Approved

Mayor

FILE NO. 173-97-1 RESOLUTION NO. 92-97

[James Augustino Fishing Pier]

REQUESTING THE PORT COMMISSION TO DESIGNATE PIER 7 PUBLIC ACCESS AND FISHING PIER AS THE JAMES AUGUSTINO FISHING PIER.

WHEREAS, Mr. Jim Augustino, a former resident of Vallejo Street Steps on Telegraph Hill, made a lasting contribution to enhance San Francisco's waterfront through his work during the early seventies as a member of the Northeast Waterfront Committee; President of the Telegraph Hill Dwellers Association; and Executive Director of the Telegraph Hill Neighborhood Center; and

WHEREAS, As an avid sports fisherman, and active supporter of youth programs, Mr. Augustino pursued a vision of converting dilapidated cargo piers at the foot of Vallejo Street into one public access and fishing pier; and

WHEREAS, As a devoted father, Mr. Augustino understood the need of having a place along San Francisco's waterfront where at no cost, children could learn to catch and fillet fish; where families could picnic, enjoy the beauty of San Francisco Bay and learn about ships of all types; and

WHEREAS, Mr. Augustino worked with public agencies and community organizations to seek a substantial amount of funds to build Pier 7 and to ensure that it was designed as a special type of recreational facility for future generations of San Franciscans; and

WHEREAS, Since its opening in 1989, Pier 7, the longest public access pier on the San Francisco side of the Bay, has become a jewel along San Francisco's waterfront. Pier 7 has received numerous national awards and is a model of waterfront revitalization; and

WHEREAS, True to Mr. Augustino's vision, Pier 7 has been enjoyed by hundreds of San Franciscans of all ages for recreational uses and has provided visitors lasting memories of its scenic views of the Bay and Telegraph Hill.

WHEREAS, Mr. Augustino's advocacy and passion for more open space and recreational space went beyond his community service and transpired into his professional work on the Mission Bay Plan; now, therefore, be it

BOARD OF SUPERVISORS

Supervisors Yaki, Kaufman Bierman Leal

RESOLVED, That it is fitting that Mr. Augustino be recognized for his outstanding contribution to San Francisco for implementing a vision for open space and recreational uses along and adjacent to San Francisco's waterfront by naming Pier 7 in his honor; and

BE IT FURTHER RESOLVED, That the Board of Supervisors requests the San Francisco Port Commission officially designate the Pier 7 Public Access and Fishing Pier as the "James Augustino Fishing Pier" to be commonly known by San Franciscans as "Augie Pier" as a tribute to this outstanding citizen of San Francisco.

BOARD OF SUPERVISORS

Supervisors Yaki, Kaufman

Adopted - Board of Supervisors, San Francisco January 21, 1997

Ayes: Supervisors Ammiano Kaufman Medina Teng Yaki Yee

Absent: Supervisors Bierman Brown Katz Leal

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
173-97-1

JAN 31 1997
Date Approved

Mayor

FILE NO. 28-96-13 AS AMENDED IN COMMITTEE 01/22/97 RESOLUTION NO. 93-97

(DECLARATION OF EMERGENCY)

APPROVING A DECLARATION OF EMERGENCY TO DEMOLISH THE FIRE DAMAGED PIER 48 SHEDS AT THE PORT OF SAN FRANCISCO; AND TO CONDUCT DAMAGE ASSESSMENT AND DESIGN REPAIR WORK IN THE AMOUNT OF $318,400.

01/22/97 grh

WHEREAS, On November 26, 1996, a fire caused structural damage to Pier 48 Sheds A and Shed B. The damaged portions of the sheds need to be demolished immediately for the protection of life and safety of Port tenants, the general public and Port employees; and,

WHEREAS, Work involving damage assessment and design of the structure's repair is also needed. The Port's maintenance and engineering divisions are not currently equipped or available to perform this work.

WHEREAS, The Controller of the City and County of San Francisco was notified of the emergency on December 4, 1996. The required emergency work was competitively procured from outside contractors ; and,

WHEREAS, The San Francisco Port Commission declared the project an emergency on December 20, 1996 and authorized expenditureout of an advance of insurance proceeds. A copy of Resolution 96-130 is on file with the Clerk of the Board of Supervisors in File No. 28-96-13 ; now, therefore be it

RESOLVED, That in accordance with the provisions of Section 6.30 of the Administrative Code of the City and County of San Francisco, the Board of Supervisors hereby approves the San Francisco Port Commission's declaration of emergency; and be it

01/22/97 grh

FURTHER RESOLVED, The Board of Supervisors hereby approves the expenditure of $318,400 by the San Francisco Port Commission for the declaration of emergency.

SAN FRANCISCO PORT COMMISSION

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 27, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Medina Teng Yaki Yee

Absent: Supervisors Kaufman Leal

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 28-96-13

FEB - 7 1997

Date Approved

Mayor

DOCUMENTS DEPT
FEB 24 1997
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FILE NO. 28-96-14 RESOLUTION NO. 94-97

(DECLARATION OF EMERGENCY)

APPROVING A DECLARATION OF EMERGENCY FOR ENGINEERING SERVICES TO REPAIR A FAILED SECTION OF PIER 43-1/2, FRANCISCAN RESTAURANT PARKING DECK, PORT OF SAN FRANCISCO

WHEREAS, Recently, a section of the parking lot deck at Pier 43-1/2 Franciscan Restaurant failed, posing significant life safety hazard; and,

WHEREAS, The Port did not have engineering staff resources to perform the required design work for repair of the deck at the time of the emergency; and

WHEREAS, Port staff requested that GKO Engineers, a certified San Francisco MBE engineering firm, prepare design contract documents for structural repair; and

Whereas, On November 5, 1996 the Controller of the City and County of San Francisco was notified of the emergency; and,

WHEREAS, The San Francisco Port Commission declared the project an emergency on December 10, 1996 and authorized expenditure of $12,955 from the Port's operating budget. A copy of Resolution 96-129 is on file with the Clerk of the Board of Supervisors in File No. 28-96-14; now, therefore be it

RESOLVED, That in accordance with the provisions of Section 6.30 of the Administrative Code of the City and County of San Francisco, the Board of Supervisors hereby approves the San Francisco Port Commission's declaration of emergency.

SAN FRANCISCO PORT COMMISSION

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 27, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Medina Teng Yaki Yee

Absent: Supervisors Kaufman Leal

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 28-96-14

FEB - 7 1997

Date Approved

Mayor

DOCUMENTS DEPT.
FEB 26 1997
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PUBLIC LIBRARY

FILE NO. 65-96-14 RESOLUTION NO. 95-97

[Pacific Bell Mobile Services Transmitter Lease]

AUTHORIZING AND APPROVING A LEASE OF WIRELESS TRANSMITTER AND ANTENNAE SPACE WITHIN AND ON FIRE DEPARTMENT STATION 15 TO PACIFIC BELL MOBILE SERVICES.

WHEREAS, The City Planning Commission has established wireless telecommunications facilities siting guidelines and has identified public property as a priority for the location of such facilities; and,

WHEREAS, Pacific Bell Mobile Services ("PBMS") proposes to lease space within and on the Fire Department Station 15, 11 Phelan Avenue (the "Station") for the installation and operation of mobile/wireless antennae and transmitter/receiver equipment; and,

WHEREAS, The Station is owned by the City and County of San Francisco (the "City"), and operated by the Fire Department on behalf of the City; and,

WHEREAS, The Director of Property has negotiated a form of lease agreement (the "Lease") with Pacific Bell Mobile Services (PBMS) for the lease of the Premises for a monthly rental of $1,500.00 for a term of five years, with three options to extend the term for five years each and, there is an annual rent increase based upon the Consumer Price Index; and

WHEREAS, The City Planning Commission has found this transmitter and antennae to be consistent with the general plan and the Fire Commission has approved this lease and a form of the Lease is on file with the Clerk of the Board of Supervisors; and,

WHEREAS, The cost of all tenant improvements to the Premises will be borne by PBMS, and PBMS will pay all electric utility costs; and

WHEREAS, PBMS has received a conditional permit and a building permit to place a transmitter/receiver and antennae within and on the Fire Department Station; now, therefore, be it

[REAL ESTATE]

RESOLVED, That the Board of Supervisors does hereby find that it is in the best interests of the City to enter into the Lease based on direct negotiations with PBMS without a competitive bid process, because (a) competitive bidding in this situation would be impracticable or impossible; and (b) there exists additional space at the Station for additional transmitters and antennae; and be it

FURTHER RESOLVED, That the Mayor or his designee is hereby authorized to execute, and the Clerk of the Board of Supervisors is hereby authorized to attest and affix the seal of the City thereon, the Lease on behalf of the City and County of San Francisco on file with the Clerk of the Board of Supervisors.

RECOMMENDED:

Chief, Fire Department

Director of Property

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Adopted - Board of Supervisors, San Francisco January 27, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Medina Teng
Yaki Yee

Absent: Supervisors Kaufman Leal

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
65-96-14

FEB - 7 1997
Date Approved

Mayor

FILE NO. 170-96-11.1 RESOLUTION NO. 96-97

[Waiving Cultural Facilities Bond Time Limit]

WAIVING THE TIME LIMIT FOR ADOPTING A RESOLUTION OF PUBLIC INTEREST AND NECESSITY IN CONNECTION WITH SUBMITTING A JUNE 1997 BALLOT MEASURE FOR APPROVAL OF $49,000,000 IN GENERAL OBLIGATION BONDS FOR CULTURAL FACILITIES; ESTABLISHING A NEW DEADLINE DATE OF FEBRUARY 3, 1997.

WHEREAS, The San Francisco Administrative Code requires that resolutions of public interest and necessity in connection with proposed bond issues be adopted by the Board of Supervisors not less than 141 days before the election at which the voters are to act upon the proposal; and

WHEREAS, The Administrative Code also provides that this time limit may be waived by resolution of the Board of Supervisors; and

WHEREAS, The Board of Supervisors is considering placing a bond issue concerning cultural facilities before the voters on June 3, 1997, but at the time scheduled for consideration of the required resolution of public interest and necessity there was one vacancy on the Board of Supervisors and there were some Supervisors who were not be able to attend a meeting of the Board, thus making appropriate a waiver of the time limit and the establishment of a new time limit; now, therefore, be it

RESOLVED, That the Board of Supervisors hereby waives the time limit provided in Administrative Code Section 2.34 for the adoption of a resolution of public interest and necessity in connection with the submission to the voters of a proposal to issue $49,000,000 in general obligation bonds for cultural facilities purposes, and establishes a revised limit of February 3, 1997, as the time for the Board to adopt such resolution.

Supervisor Kaufman

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 27, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Medina Teng Yaki Yee

Absent: Supervisors Kaufman Leal

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 170-96-11.1

FEB - 7 1997

Date Approved

Mayor

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FILE NO. 170-96-12.2 RESOLUTION NO. 97-97

[Waiving Education Bond Time Limit]

WAIVING THE TIME LIMIT FOR ADOPTING A RESOLUTION OF PUBLIC INTEREST AND NECESSITY IN CONNECTION WITH SUBMITTING A JUNE 1997 BALLOT MEASURE FOR APPROVAL OF $140,000,000 IN GENERAL OBLIGATION BONDS FOR EDUCATION FACILITIES; ESTABLISHING A NEW DEADLINE DATE OF FEBRUARY 3, 1997.

WHEREAS, The San Francisco Administrative Code requires that resolutions of public interest and necessity in connection with proposed bond issues be adopted by the Board of Supervisors not less than 141 days before the election at which the voters are to act upon the proposal; and

WHEREAS, The Administrative Code also provides that this time limit may be waived by resolution of the Board of Supervisors; and

WHEREAS, The Board of Supervisors is considering placing a bond issue concerning educational facilities before the voters on June 3, 1997, but at the time scheduled for consideration of the required resolution of public interest and necessity there was one vacancy on the Board of Supervisors and there were some Supervisors who were not be able to attend a meeting of the Board, thus making appropriate a waiver of the time limit and the establishment of a new time limit; now, therefore, be it

RESOLVED, That the Board of Supervisors hereby waives the time limit provided in Administrative Code Section 2.34 for the adoption of a resolution of public interest and necessity in connection with the submission to the voters of a proposal to issue $140,000,000 in general obligation bonds for education purposes, and establishes a revised limit of February 3, 1997, as the time for the Board to adopt such resolution.

Supervisor Kaufman

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 27, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Medina Teng Yaki Yee

Absent: Supervisors Kaufman Leal

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 170-96-12.2

FEB - 7 1997
Date Approved

Mayor

DOCUMENTS DEPT
FEB 26 1997

FILE NO. 170-96-13.1 RESOLUTION NO. 98-97

[Waiving Zoo bond time Limit]

WAIVING THE TIME LIMIT FOR ADOPTING A RESOLUTION OF PUBLIC INTEREST AND NECESSITY IN CONNECTION WITH SUBMITTING A JUNE 1997 BALLOT MEASURE FOR APPROVAL OF $48,000,000 IN GENERAL OBLIGATION BONDS FOR ZOO IMPROVEMENTS; ESTABLISHING A NEW DEADLINE DATE OF FEBRUARY 3, 1997.

WHEREAS, The San Francisco Administrative Code requires that resolutions of public interest and necessity in connection with proposed bond issues be adopted by the Board of Supervisors not less than 141 days before the election at which the voters are to act upon the proposal; and

WHEREAS, The Administrative Code also provides that this time limit may be waived by resolution of the Board of Supervisors; and

WHEREAS, The Board of Supervisors is considering placing a bond issue concerning zoo improvements before the voters on June 3, 1997, but at the time scheduled for consideration of the required resolution of public interest and necessity there was one vacancy on the Board of Supervisors and there were some Supervisors who were not be able to attend a meeting of the Board, thus making appropriate a waiver of the time limit and the establishment of a new time limit; now, therefore, be it

RESOLVED, That the Board of Supervisors hereby waives the time limit provided in Administrative Code Section 2.34 for the adoption of a resolution of public interest and necessity in connection with the submission to the voters of a proposal to issue $48,000,000 in general obligation bonds for zoo improvements, and establishes a revised limit of February 3, 1997, as the time for the Board to adopt such resolution.

Supervisor Kaufman
BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 27, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Medina Teng Yaki Yee

Absent: Supervisors Kaufman Leal

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 170-96-13.1

FEB - 7 1997
Date Approved

Mayor

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FILE NO. 4-97-2 RESOLUTION NO. 99-97

[John Langley Howard Day]

RESOLUTION CONGRATULATING JOHN LANGELY HOWARD ON THE ACHIEVEMENT OF HIS NINETY-FIFTH BIRTHDAY AND DECLARING FEBRUARY 5, 1997 TO BE "JOHN LANGLEY HOWARD DAY" IN THE CITY AND COUNTY OF SAN FRANCISCO.

WHEREAS, John Langley Howard was born on February 5, 1902 to John Galen and Mary Robertson Howard in Upper Montclair New Jersey; and

WHEREAS, John Langley Howard moved with his family to Berkeley California at the age of three months and spent his academic years pursuing his interest in art and painting; and

WHEREAS, John Langley Howard married Adelaide Day in the City of San Francisco in 1925 and together had a son Sam and a daughter Anne; and

WHEREAS, John Langley Howard had his first one-man art exhibition in 1927 at the Modern Gallery, San Francisco; and

WHEREAS, John Langley Howard received a commission from the Public Works of Art project to create one of three murals in San Francisco's Coit Tower; and

WHEREAS, John Langley Howard's career as an artist in San Francisco and the Bay Area has spanned 70 years including exhibits in the City's most respected cultural institutions; and

WHEREAS, John Langley Howard continues his artistic contributions to the cultural landscape of San Francisco and the Bay Area; now therefore be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby congratulate John Langley Howard on the achievement of his ninety-fifth birthday; and be it

FURTHER RESOLVED, that the Board hereby declares that February 5, 1997 shall be "John Langley Howard Day" in the City and County of San Francisco.

Supervisor Susan Leal, Bierman

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 27, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Medina Teng Yaki Yee

Absent: Supervisors Kaufman Leal

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 4-97-2

FEB - 7 1997

Date Approved

Mayor

FILE NO. 6-97-10 RESOLUTION NO. 100-97

[Commending Tung Hwa Benevolent Association]

COMMENDING TUNG HWA BENEVOLENT ASSOCIATION AND DECLARING FEBRUARY 1, 1997 AS "TUNG HWA BENEVOLENT ASSOCIATION DAY" IN SAN FRANCISCO

WHEREAS, Tung Hwa Benevolent Association provides invaluable services to the Chinese American community in San Francisco; and,

WHEREAS, Tung Hwa Benevolent Association is celebrating the Chinese New Year; therefore be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco extends its highest commendation to Tung Hwa Benevolent Association for their commitment to the Chinese community; and be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco declares February 1, 1997 as "Tung Hwa Benevolent Association Day" in San Francisco.

[Supervisors Teng and Yaki], Bierman, Katz

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 27, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Medina Teng Yaki Yee

Absent: Supervisors Kaufman Leal

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 6-97-10

FEB - 7 1997

Date Approved

Mayor

DOCUMENTS DEPT

FILE NO. 6-97-11 RESOLUTION NO. 101-97

[Commending Hop Wo Benevolent Association]

COMMENDING HOP WO BENEVOLENT ASSOCIATION AND DECLARING FEBRUARY 1, 1997 AS "HOP WO BENEVOLENT ASSOCIATION DAY" IN SAN FRANCISCO

WHEREAS, Hop Wo Benevolent Association was one of the founding member of the Chinese Consolidated Benevolent Associations and has provided invaluable services and leadership to the Chinese American community in San Francisco; and,

WHEREAS, Hop Wo Benevolent Association has a long history of dedicated community service in San Francisco; therefore be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco extends its highest commendation to Hop Wo Benevolent Association for their commitment to the Chinese community; and be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco declares February 1, 1997 as "Hop Wo Benevolent Association Day" in San Francisco.

[Supervisors Teng and Yee], Bierman, Katz

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco January 27, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Medina Teng Yaki Yee

Absent: Supervisors Kaufman Leal

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 6-97-11

FEB - 7 1997
Date Approved

Mayor

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FILE NO. 12-97-2 RESOLUTION NO. 102-97

SUPPORTING AB 12, AB 34 AND AB 38 WHICH PROVIDE CERTAIN STANDARDS FOR HEALTH CARE FOR WOMEN.

WHEREAS, Currently in California, many consumers and health care professionals are concerned that decisions about the quality of care for women in the health care system are driven primarily by economic considerations; and

WHEREAS, These individuals worry that health care organizations, particularly health care maintenance organizations (HMOs), are now allowing decisions to be made by executives and managers rather than physicians, and on the basis of cost rather than in pursuit of good health, and that this practice is resulting in the provision of less and insufficient health care to women, sometimes inconsistent with nationally recognized medical standards; and

WHEREAS, California Assemblywoman Liz Figueroa has taken a leading role in fighting against shortcuts and cutbacks in health services to women; and

WHEREAS, In order to ensure that women receive basic, sound and necessary health care, Assemblywoman Figueroa has introduced (1) AB 12, which gives physicians, rather than HMO executives, the authority to decide the length of a woman's stay in the hospital after a mastectomy and provides for HMO coverage of a follow-up visit within 48 hours if so ordered by the treating physician, (2) AB 34, which

SUPERVISORS KAUFMAN, LEAL, KATZ, BIERMAN, TENG

BOARD OF SUPERVISORS

requires that HMOs provide services related to women's preventive and reproductive health (such as prenatal care and pap smears) in a manner consistent with recognized medical standards, such as the standards of the American College of Obstetricians and Gynecologists and the American Academy of Pediatrics, and (3) AB 38, which requires insurers and health care service plans to cover a minimum of 48 hours of inpatient care for the newborn child and new mother after childbirth (and which mirrors new Federal law in this area, except that it goes into effect immediately rather than on January 1, 1998) and which provides coverage for a follow-up home visit for mothers and their newborns; and

WHEREAS, This Board of Supervisors is concerned about the provision of good health care to women and believes that these pieces of legislation will help to ensure that women receive proper care; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco supports AB 12, AB 34 and AB 38 and its provisions to require certain standards for health care for women; and be it

FURTHER RESOLVED, that the Board of Supervisors of the City and County of San Francisco urges the State Legislature to pass AB 12, AB 34 and AB 38 and directs that its State advocate so advise the members of the Legislature and the Governor.

SUPERVISORS KAUFMAN, LEAL, KATZ, BIERMAN, TENG

BOARD OF SUPERVISORS

DOCUMENTS DEPT.

Adopted - Board of Supervisors, San Francisco January 27, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Medina Teng
Yaki Yee

Absent: Supervisors Kaufman Leal

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
12-97-2

FEB - 7 1997

Date Approved

Mayor

FILE NO. 12-97-3 RESOLUTION NO. 103-97

[Expert Witness Disclosure]

SUPPORTING STATE LEGISLATION THAT WOULD REQUIRE ANY EXPERT WITHOUT EXCEPTION THAT POTENTIALLY MAY BE USED BY EITHER PARTY IN CIVIL LITIGATION TO PROVIDE A DECLARATION OF QUALIFICATIONS AND OPINIONS AS A WITNESS, AND DIRECTING THE CLERK TO TRANSMIT THE RESOLUTION TO THE MAYOR AND THE CITY'S LOBBYIST.

WHEREAS, The California Code of Civil Procedure requires disclosure of the opinions of experts used by parties to civil litigation, except that "nonretained experts" are not subject to the requirement of such disclosure; and,

WHEREAS, The Code of Civil Procedure, Section 2034, allows a party to disclose an unlimited list of "nonretained experts" which results in an inequity for the defense especially in personal injury lawsuits; and,

WHEREAS, The City and County of San Francisco frequently defends in personal injury lawsuits and is consequently forced to depose numerous treating doctors that are listed as "nonretained experts", at great expense, in order to discover by deposition their opinions; and,

WHEREAS, An amendment to Section 2034 of the Code of Civil Procedure would resolve the inequity by deleting the exception of

"retained experts" and requiring any expert whose opinion potentially may used by either party to provide a declaration of qualifications of the expert and the general substance of the testimony; and

WHEREAS, Such an amendment would prevent the listing of numerous experts without serious intention of using them at trial and needlessly requiring the City and County to spend public funds that could be used for other public purposes to depose all listed experts; now, therefore, be it

RESOLVED, The Board of Supervisors of the City and County of San Francisco supports state legislation that would require any expert without exception that potentially may be used by either party in civil litigation to provide a declaration of qualifications and opinions as a witness; and, be it

FURTHER RESOLVED, The Board of Supervisors hereby directs the Clerk to transmit this resolution to the Mayor and the City's Lobbyist for legislative advocacy.

DOCUMENTS DEPT

Adopted - Board of Supervisors, San Francisco January 27, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Medina Teng
Yaki Yee

Absent: Supervisors Kaufman Leal

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
12-97-3

FEB - 7 1997
Date Approved

Mayor

FILE NO. 13-97-2 RESOLUTION NO. 104-97

[Funding for Housing Opportunities for People with AIDS]
RESPECTFULLY REQUESTING THE OFFICE OF MANAGEMENT AND BUDGET TO RECONSIDER IT'S DECISION NOT TO ADEQUATELY FUND THE HOUSING OPPORTUNITIES FOR PEOPLE WITH AIDS (HOPWA) PROGRAM, AND TO GRANT THE INCREASE IN FUNDING AS REQUESTED BY SECRETARY CISNEROS AT THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT [HUD], FROM $196 MILLION TO 215 MILLION TO ADDRESS THE SUBSTANTIAL UNMET NEED OF AFFORDABLE HOUSING AND SUPPORTED HOUSING AND TO FUND NEWLY ELIGIBLE AREAS.

WHEREAS, People living with HIV/AIDS have historically had difficulty accessing federal housing programs. Many have waiting lists that are longer than the average lifespan of a person with AIDS. HUD has taken the position that housing programs for people with disabilities generally cannot be used to create AIDS specific housing. This led Congress to enact the AIDS Housing Opportunities Act [HOPWA] in 1990; and,

WHEREAS, HOPWA is the only federal housing program that provides comprehensive, community based HIV specific housing programs. Ninety percent of HOPWA funding is distributed by HUD directly to cities and states with high AIDS caseloads, through a formula grant. The remaining ten percent is awarded on a competitive basis to projects of national significance; and,

WHEREAS, HOPWA gives local communities hardest hit by the AIDS epidemic desperately needed resources and local control over the use of those resources to meet the local housing needs of people with AIDS; and,

Supervisor Ammiano, Bierman, Katz

WHEREAS, Through HUD, the HOPWA program allocates housing funds to jurisdictions with high incidences of the HIV/AIDS disease to be administered locally. The San Francisco Eligible Metropolitan Statistical Area (EMSA) consists of the City and County of San Francisco, the County of San Mateo and the County of Marin. The San Francisco EMSA is considered an "emergency" jurisdiction, and has received HOPWA funds to provide Capital Development for acquisition, construction and rehabilitation of buildings. Organizations that have benefited from this grant are; Baker Places, Derek Silva Community, Catholic Charities, GLIDE Foundation, Larkin Street Youth Center, Mission Housing and many Others; and,

WHEREAS, HOPWA funds also provide locally subsidies for rent, mortgage, or utility payments so persons can remain in their homes; and

WHEREAS, HOPWA funds provide supportive services including health, mental health assessment, drug & alcohol abuse treatment and counseling, day care, and many other services. Organizations benefiting from these funds are Catholic Charities, the Ambassador Hotel, Dolores Street Community Center and other sites organized through the Black Community Center; and,

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WHEREAS, Secretary Cisneros at the U.S. Department Of Housing and Urban Development [HUD], has requested the Office of Management and Budget to increase the HOPWA funding for 1998 from $196 million to $215 million to address the substantial unmet need of affordable housing and supported housing and to fund newly eligible areas; and,

WHEREAS, The Office of Management and Budget has rejected this request by HUD, granting only $198 million instead of the $215 million requested; and Therefore Be It

RESOLVED, That the San Francisco Board of Supervisors respectfully request the Office of Management and Budget to reconsider it's decision not to adequately fund the HOPWA program. Due to the fact that the lack of affordable housing remains to be the critical non-medical issue for people living with HIV or AIDS, this funding is crucial.

Superviser Tom Ammiano

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco January 27, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Medina Teng Yaki Yee

Absent: Supervisors Kaufman Leal

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No.
13-97-2

FEB - 7 1997
Date Approved

Mayor

FILE NO. 92-96-51 RESOLUTION NO. 105-97

[Appointment]
APPOINTING ALTERNATE MEMBER TO THE ASSESSMENT APPEALS BOARD #2.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated person to serve as an alternate member of the Assessment Appeals Board #2, pursuant to the provisions of the Revenue and Taxation Code Section 1623 and San Francisco Administrative Code Sections 2B.12 through 2B.19.

Blayne Asher (Seat No. 21012 - Alternate Member/Hearing Officer, Board #2), vice Laurence Lee, resigned, for unexpired portion of three-year term ending September 7, 1998.

RULES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 92-96-51

2/14/97
Date Approved

Mayor

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MAR 07 1997
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FILE NO. 28-96-12 AS AMENDED IN COMMITTEE 01/22/97 RESOLUTION NO. 106-97

(DECLARATION OF EMERGENCY)

APPROVING A DECLARATION OF EMERGENCY FOR CONTRACTUAL ASSISTANCE IN ASSESSING DAMAGES FROM THE CAPE MOHICON OIL SPILL INCIDENT AT PIER 70, PORT OF SAN FRANCISCO IN THE AMOUNT OF $42.000.

01/22/97 grh

WHEREAS, On Monday, October 28, 1996 a ship being repaired at San Francisco Drydock, released an undetermined amount of oil into San Francisco Bay; and,

WHEREAS, The Port is documenting the impact of the oil on its facilities and ecologically sensitive areas and needs the services of an outside consultant to respond to assess the damages caused by the oil spill because this work is beyond the expertise of Port staff or other city agencies; and ,

WHEREAS, The Controller of the City and County of San Francisco was notified of the emergency on November 5, 1996; and,

WHEREAS, The San Francisco Port Commission declared the project an emergency on December 10, 1996 and authorized expenditure of $35,000 in funds from the Port's operating budget to fund the assessment. A copy of Resolution 96-126 is on file with the Clerk of the Board of Supervisors in File No. 28-96-12; now, therefore be it

RESOLVED, That in accordance with the provisions of Section 6.30 of the Administrative Code of the City and County of San Francisco, the Board of Supervisors hereby approves the San Francisco Port Commission's declaration of emergency; and be it

01/22/97 grh

FURTHER RESOLVED, The Board of Supervisors hereby approves the expenditure of $42,000 by the San Francisco Port Commission for the declaration of emergency.

SAN FRANCISCO PORT COMMISSION

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 28-96-12

FEB 14 1997

Date Approved

Mayor

DOCUMENTS DEPT.

MAR 07 1997

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FILE NO. 32-96-1.5 RESOLUTION NO. 107-97

[APPROVING TRANSFER OF CONTROL OF CABLE FRANCHISEE]

APPROVING TRANSFER OF CONTROL OVER TELEVISION SIGNAL CORPORATION, SAN FRANCISCO CABLE TELEVISION FRANCHISE GRANTEE, FROM VIACOM INC. TO TELE-COMMUNICATIONS, INC. UPON CONDITION OF ACCEPTANCE AND TENDER TO THE CITY AND COUNTY OF THE FRANCHISE AMENDMENTS, THE GUARANTY, THE MUTUAL RELEASE AND COMPENSATION FOR CERTAIN COSTS AND EXPENSES RELATED TO THE TRANSFER

WHEREAS, Television Signal Corporation operates as the Grantee of that Cable Television Franchise granted and approved by the Board of Supervisors and the Mayor of the City and County of San Francisco on April 22, 1964 pursuant to ordinance number 104-65, as it has been amended from time to time (the "Cable Television Franchise"); and

WHEREAS, Television Signal Corporation was, until July 31, 1996, an indirect wholly-owned subsidiary of Viacom Inc.; and

WHEREAS, Tele-Communications, Inc. and its affiliates have acquired all of the cable holdings nationwide of Viacom Inc. and Viacom International Inc.; and

WHEREAS, Operation and control of Television Signal Corporation and the Cable Television Franchise (the "Transaction") has been transferred from Viacom Inc. to Tele-Communications, Inc. pursuant to certain agreements including the Implementation Agreement between Viacom International Inc., and Viacom International Services Inc. dated as of July 24, 1995; the Parents Agreement among Viacom Inc., Tele-Communications, Inc.,

and TCI Communications, Inc. dated as of July 24, 1995; and the Subscription Agreement among Viacom International Inc., Tele-Communications, Inc., and TCI Communications, Inc. dated as of July 24, 1995 (Viacom International Inc., Viacom International Services Inc., Viacom Inc., Tele-Communications, Inc., and TCI Communications, Inc. are hereafter collectively referred to as the "Companies"); and

WHEREAS, Section 6 of the Cable Television Franchise provides that Grantee shall not "assign or otherwise transfer in any manner whatever this franchise, or sell, lease, license or permit others to use, transfer any interest in, all or any part of its facilities which are installed or operated hereunder, except upon the prior written approval by ordinance of the Board of Supervisors of the City"; and

WHEREAS, The City and County of San Francisco has advised the Companies and Television Signal Corporation that the Transaction requires the consent of the Board of Supervisors pursuant to section 6 of the Cable Television Franchise, and

WHEREAS, Television Signal Corporation and the Companies have asserted that the Transaction does not require the consent of the Board of Supervisors pursuant to Section 6 of the Cable Television Franchise and, accordingly, have declined to request the consent of the Board of Supervisors or to submit to the City and County of San Francisco documents required by federal law (FCC Form 394) necessary to invoke the 120-day timeline for local

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review of a franchise transfer pursuant to title 47 Code of Federal Regulations part 76.502(h); and

WHEREAS, The City and Television Signal Corporation have good faith disputes regarding the scope and the performance of the obligations under the Cable Television Franchise, including but not limited to the provision of public building wiring and service to public buildings, the service obligation and area of service, the provision of services and support for public, educational and governmental access, the provision of conduit for the use by the City and County of San Francisco, subscriber rates, and the payment and calculation of franchise fees; and

WHEREAS, As a result of the foregoing disputes between the City and County of San Francisco, Television Signal Corporation and the Companies, the City and County of San Francisco, Television Signal Corporation, and the Companies entered into a tolling agreement as of October 16, 1995, to preserve all of the parties' respective claims and defenses and in order to allow them to enter into discussions and negotiations regarding the transfer of control of the Cable Television Franchise and compliance with and changes in the terms of the Cable Television Franchise; and

WHEREAS, The City wishes to assure that the intangible costs of the Transaction, if any, shall not be imposed upon subscribers in the City and County of San Francisco and, to that end, Television Signal Corporation agrees that it will not include in

any FCC Form 1220 (or any other applicable form) cost-of-service showing with respect to rates to be charged to San Francisco Subscribers any amount for intangibles or goodwill that is greater than the amount which could have been included under the rules and regulations of the FCC applicable at the time of the filing if Viacom had continued to own Television Signal Corporation and the cable system; and

WHEREAS, Television Signal Corporation has agreed to enter into certain amendments to the Cable Television Franchise; and

WHEREAS, Tele-Vue Systems, Inc., a subsidiary under majority control by Tele-Communications, Inc., and parent of Television Signal Corporation, has undertaken to guarantee the performance by Television Signal Corporation of the obligations of the Cable Television Franchise; and

WHEREAS, Television Signal Corporation and the City and County have entered into a mutual release of certain obligations and claims arising from the Cable Television Franchise; and

WHEREAS, Television Signal Corporation and the City and County have entered into a Rate Stability Agreement; and

WHEREAS, Viacom Inc. shall make payment to the City and County of San Francisco the sum of $20,000 as compensation for certain of the costs and expenses of the City in reviewing and approving the Transaction (which payments shall not be construed as a franchise fee, nor credited or offset against any other

obligation to City and County of San Francisco); NOW, BE IT THEREFORE

RESOLVED, That the Board of Supervisors of the City and County of San Francisco, pursuant to section 6 of the Cable Television Franchise and Section 617 of the Cable Television and Consumer Protection Act of 1992, hereby approves the transfer of control of the Cable Television Franchise and Television Signal Corporation to Tele-Communications, Inc., as set forth in the Transaction, subject to all of the following conditions:

CONDITION 1. That Television Signal Corporation accept and agree to the amendments to the Cable Television Franchise in a form approved by the City Attorney, which amendments are set forth in the ordinance in a file maintained by the Clerk of the Board of Supervisors in file number 32-96-1.4 (the "Franchise Amendments").

CONDITION 2. That Tele-Vue Systems, Inc., the controlling parent of Television Signal Corporation and a subsidiary of Tele-Communications, Inc., unconditionally and without limitation guarantee the performance by Television Signal Corporation of the obligations of the Cable Television Franchise, which Guaranty is attached hereto as Exhibit A.

CONDITION 3. That Television Signal Corporation and the City and County of San Francisco enter into a mutual release

of obligations in the Cable Television Franchise, which Mutual Release is attached hereto as Exhibit B.

CONDITION 4. That Television Signal Corporation and the City and County enter into a Rate Stability Agreement, which Rate Stability Agreement is on file with the Clerk of the San Francisco Board of Supervisors in file number 32-96-1.5.

CONDITION 5. That payment in the amount of $20,000.00 from Viacom Inc. be tendered to the City and County of San Francisco to compensate the City and County of San Francisco for certain costs and expenses in reviewing and approving the Transaction (which payment shall not be offset or credited against any other obligations of Viacom Inc. or Television Signal Corporation to the City).

FURTHER RESOLVED, That this resolution and consent to transfer shall not be effective unless and until each of its express conditions is satisfied by the tender of written acceptance of the terms of such agreements as are set forth herein, and unless and until this resolution is accepted in writing by Tele-Vue Systems, Inc. and Television Signal Corporation. Tender of written acceptance shall be delivered to the Clerk of the Board of Supervisors within thirty days after passage of this resolution by the Board of Supervisors of the City and County of San Francisco. Such acceptance and tender

shall be unqualified and without any limitation whatsoever, and shall be construed to be an acceptance of all the terms, conditions and restrictions contained in said documents and this Resolution. Any failure to tender written acceptances in the form, manner and time prescribed herein shall be deemed an abandonment and rejection of the rights and privileges conferred hereby and this resolution shall thereupon be null and void.

ACCEPTED:

Tele-Vue Systems, Inc.

by: Stephen M. Brett

its: Vice President and Secretary

Television Signal Corporation

by: Stephen M. Brett

its: Vice President and Assistant Secretary

EXHIBIT A

GUARANTY

This *GUARANTY* is made and entered into this 5th day of March, 1997 by Tele-Vue Systems, Inc. (which company is hereafter referred to as "the Guarantor") on its own behalf.

WHEREAS, Guarantor is the parent of its wholly owned subsidiary, Television Signal Corporation (the "Grantee"); and

WHEREAS, Grantee was granted that certain cable television franchise approved April 22, 1964 in ordinance 104-65, as amended from time to time (the "Cable Television Franchise"); and

WHEREAS, in connection with certain amendments to the Cable Television Franchise, City and County of San Francisco requests that Grantee secure and Guarantor provide a guaranty of the performance of the obligations of Grantee:

NOW, THEREFORE,

For good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Guarantor hereby agrees as follows:

1. Guarantor guarantees absolutely, irrevocably and unconditionally to the City and County of San Francisco the complete and prompt observance, fulfillment and performance, by Grantee of each and every provision and obligation contained in the Cable Television Franchises, except to the extent that any such provision or obligation is

unenforceable under applicable law. Upon Grantee's default or failure to perform under any provision of the Cable Television Franchise, Guarantor shall, upon demand by City, take all actions necessary to cause Grantee to remedy such default or nonperformance, including but not limited to the making of payments to the City and County of San Francisco and the funding of the Grantee sufficient that the Grantee has adequate funds to remedy its default and/or to perform its obligations.

2. If Guarantor fails to pay or perform or cause Grantee to pay or perform any and all such obligation of Grantee promptly upon demand of City and County of San Francisco, City and County of San Francisco may elect, without having any obligation to do so, and without further notice to Guarantor or Grantee, to take any action City and County of San Francisco believes necessary to protect its interests, but with the further right to suspend or terminate such actions at any time. No such actions by City and County of San Francisco shall release or limit the liability of Guarantor or Grantee.

3. Guarantor expressly reserves any and all defenses which would be available to Grantee, except defenses related to the solvency of Grantee or based upon Grantee's financial condition.

4. Guarantor's duties and obligations under this Guaranty are independent of Grantee's duties and obligations under the Cable Television Franchise, and guarantor hereby waives any right to require the City and County of San Francisco to proceed first against Grantee or to pursue any other remedy in the power of the City and County of San Francisco before pursuing such remedies as are guaranteed herein by Guarantor, provided however that this shall not constitute a waiver of the obligations of the City and County of San Francisco to comply with any procedures required by the Cable Television Franchise.

5. This Guaranty shall (b) be effective upon the effective date of the Franchise Amendments; and (b) remain in effect until fully satisfied, notwithstanding the prior termination of the Cable Television Franchise.

6. Guarantor represents and warrants to City and County of San Francisco that: (a) this Guaranty is executed at Grantee's request; (b) Guarantor has established adequate means of obtaining from Grantee on a continuing basis financial and other information pertaining to Grantee's business and Grantee's financial condition. Guarantor hereby waives and relinquishes any duty on the part of City and County of San Francisco to disclose to Guarantor any matter, fact, or thing relating to the business, operation or financial condition of Grantee and its assets or operation

now known or hereafter known by City during the life of this Guaranty.

7. Successors and Assigns. This Guaranty shall bind the successors and assigns of Guarantor, and shall inure to the benefit of City and County of San Francisco and its successors and assigns.

8. Governing Law. This Guaranty shall be governed by and. construed in accordance with the laws of the State of California

9. Amendments or termination. No termination, amendment, waiver or modification of this Guaranty or any of its terms or provisions shall be effective unless set forth in a written instrument signed by Guarantor and the City and County of San Francisco.

10. No waiver; rights cumulative. No delay or failure by City and County of San Francisco to exercise any right or remedy against Grantee or Guarantor shall be construed as a waiver thereof. All of City's rights hereunder are cumulative and not exclusive.

11. Severability. If any right of City and County of San Francisco hereunder shall be held to be invalid, illegal or unenforceable, such invalidity, illegality or unenforceability shall not affect any other right granted hereby.

12. Miscellaneous. All words used herein in the singular shall be deemed to have been used in the plural, and all used in the plural in the singular where the context and construction so require. The section headings in the Guaranty are for the convenience of reference and shall not limit or otherwise affect the provisions of the Guaranty.

13. Complete Agreement. Except as provided in any other written agreement now or at any time hereafter in force between City and County of San Francisco and Guarantor, this Guarantee shall constitute the entire agreement of Guarantor and the City and County of San Francisco with respect to the subject matter hereof, and no representation, understanding, promise or condition concerning the subject matter hereof shall be binding upon Guarantor or the City and County of San Francisco unless expressed herein.

IN WITNESS WHEREOF, Guarantor has duly executed and delivered this Guaranty as of the date stated above.

DATED: March 5, 1997, 1996 TELE-VUE SYSTEMS, INC.

By: Stephen M. Brett

Its: Vice President and Secretary

EXHIBIT B

Mutual Release and Waiver

This Mutual Release by and between Television Signal Corporation and City and County of San Francisco is dated as of March 5, 1997 1996.

WHEREAS, Viacom Inc. and its former subsidiary Viacom International Inc. have owned and/or controlled, directly or indirectly, Television Signal Corporation, grantee of that certain cable television franchise granted by the City and County of San Francisco dated and approved April 22, 1965 pursuant to ordinance number 104-65 as amended from time to time (the "Cable Television Franchise"); and

WHEREAS, Tele-Communications, Inc., has acquired control of Viacom International, Inc. and its wholly-owned subsidiary, Television Signal Corporation, pursuant to those certain agreements including the Implementation Agreement between Viacom International Inc., and Viacom International Services Inc. dated as of July 24, 1995; the Parents Agreement among Viacom Inc., Tele-Communications, Inc., and TCI Communications, Inc. dated as of July 24, 1995; and the Subscription Agreement among Viacom International Inc., Tele-Communications, Inc., and TCI Communications, Inc. dated as of July 24, 1995; and

WHEREAS, pursuant to the terms of said transaction the name of Viacom International Inc. has been changed to TCI Pacific Communications, Inc.

WHEREAS, pursuant to a Guaranty dated as of 3/5/97 by and between City and County of San Francisco and Tele-Vue Systems, Inc., a company controlled by Tele-Communications, Inc., and parent corporation of Television Signal Corporation, Tele-Vue Systems Inc. has undertaken to guarantee the performance by Television Signal Corporation of the obligations of the Cable Television Franchise; and

WHEREAS, Television Signal Corporation has agreed to enter into certain amendments to the Cable Television Franchise, which amendments are set forth in the ordinance in a file maintained by the Clerk of the Board of Supervisors numbered 32-96-1.4 (the "Franchise Amendments"); and

WHEREAS, Television Signal Corporation has consented to waive and to release the City and County of San Francisco from any claims, liability or obligations arising from or related to Cable Television Franchise;

WHEREAS, the City and County of San Francisco has consented to waive and to release Television Signal Corporation from any claims or allegations for any breach or alleged breach of the obligations of Cable Television Franchise prior to the effective date of the Franchise Amendments;

NOW, THEREFORE:

THE PARTIES TO THIS AGREEMENT DO HEREBY AGREE AS FOLLOWS:

1. In consideration for the mutual obligations and covenants contained herein, Television Signal Corporation hereby

waives and releases the City and County of San Francisco and any of its agents or employees from any liability or obligations arising from the Cable Television Franchise, or the assessment, imposition or collection of any fees or obligations arising from the Cable Television Franchise prior to the date of this Mutual Release.

2. In consideration for the mutual obligations and covenants contained herein and subject to the conditions set forth below, the City and County San Francisco hereby does waive and release Television Signal Corporation from any claims, demands, liabilities or causes of action arising out of or relating to any breach or alleged breach of the Cable Television Franchise which act, omission or breach occurred prior to the date of this Mutual Release.

3. Nothing in this Mutual Release shall affect nor be construed to affect in any way the rights or obligations of any party pursuant to any other law, regulation, contract, agreement or lawful order, or the claims, liabilities, defenses, or causes of action of any party to this Mutual Release arising from any source (including any code, regulation, or order relating to the construction or installation of facilities) other than the Cable Television Franchise.

4. Nothing in this Mutual Release shall affect nor be construed to affect in any way any claim or defense of any party for or based upon any act, omission or breach, or any continuing

act, omission or breach, of Television Signal Corporation or its affiliates occurring after the date of the Franchise Amendments. This Mutual Release expressly does not affect any claim or defense relating to the lease or sublease to, or use by third-parties of, or continued lease or sublease to or continued use after the date of the Franchise Amendments by third-parties of any of the facilities installed by Television Signal Corporation pursuant to the Cable Television Franchise.

5. This Mutual Release expressly shall not affect nor be construed to affect in any way any claim or defense relating to the calculation, assessment, imposition or collection of any past, present or future tax, or the right of any third party with regard to the proceeds of any tax, or the proceeds of any tax refund, reduction, rebate, diminution or change in assessment at any time.

6. Notwithstanding the foregoing, the parties to this agreement understand that the Controller of the City and County of San Francisco is conducting an audit of the payment of franchise fees by Television Signal Corporation pursuant to the Cable Television Franchise for the period January 1, 1993 through June 30, 1996. Nothing in this agreement shall release or waive the City's right to assess, impose, make claim to or collect any additional franchise fees found owing as a result of said audit as provided by law, nor any defense of

Television Signal Corporation to such assessment, imposition, claim or collection; provided however that so long as Television Signal Corporation is found to have made such franchise fee payments upon the basis of those categories of revenue it has customarily included and excluded when calculating franchise fees, the claims of the City and County of San Francisco for franchise fees based upon said audit shall be limited to claims arising from arithmetical or computational errors of Television Signal Corporation or its agents. The categories of revenue that customarily have been included and excluded as the bases of the calculation of franchise fees are evidenced in the audit of the payment of franchise fees by Television Signal Corporation (dba Viacom Cable) conducted by the Budget Analyst dated April 27, 1994.

7. This mutual release shall not be effective unless and until it is executed by all parties hereto, and approved by resolution of the Board of Supervisors of the City and County of San Francisco, and all conditions of such resolution (including the final execution and receipt of the Franchise Amendments and the Guaranty) are tendered to and received by the Clerk of the Board of Supervisors of the City and County of San Francisco in the form and manner prescribed in such resolution.

The parties to this Agreement warrant that they have read and understand this agreement and each of the conditions thereof with the assistance and advice of counsel, and that by signing hereinbelow do undertake to accept and undertake the obligations and rights set forth herein.

Approved by resolution of the Board of Supervisors of the City and County of San Francisco on this date, February 3, 1997, 1996.

John L. Taylor

Clerk of the Board of Supervisors

Television Signal Corporation

Television Signal Corporation signature page attached

by: _____

its: _____

Approved as to form:

LOUISE H. RENNE

City Attorney

The parties to this Agreement warrant that they have read and understand this agreement and each of the conditions thereof with the assistance and advice of counsel, and that by signing hereinbelow do undertake to accept and undertake the obligations and rights set forth herein.

Approved by resolution of the Board of Supervisors
of the City and County of San Francisco
on this date, February 3, 1997, 1997.

_____

Clerk of the Board of Supervisors

Television Signal Corporation

by: Stephen M. Brett

its: Vice President and Assistant Secretary

Approved as to form:

LOUISE H. RENNE
City Attorney

Adopted - Board of Supervisors, San Francisco February 3, 1997

Ayes: Supervisors Bierman Brown Katz Kaufman Leal Teng Yaki

Noes: Supervisors Ammiano Medina Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 32-96-1.5

FEB 1 4 1997
Date Approved

Mayor

Rate Stability Agreement

This agreement (the "Rate Agreement") has been reached between the City and County of San Francisco ("the City") and Television Signal Corporation ("TSC") with regard to the rates which will be charged to San Francisco subscribers for the Basic tier of service (known in The City as "Limited" service and referred to hereinafter as "Basic Service") and the Cable Programming Service ("CPS") tier (known in the City as the "Satellite Value Package" and referred to hereinafter as the "CPS Tier").

The rate TSC presently charges in the City for Basic Service is the sum of $12.95 per month which TSC identifies as a base rate of $12.26, a FCC fee of $.04 and franchise fees in the amount of $.65. The rate TSC presently charges for the CPS Tier is the sum of $12.66 per month which TSC identifies as a base rate of $12.05 and franchise fees in the amount of $.61. The $12.95 charged for Basic Service and the $12.66 charged for the CPS Tier shall be referred to hereinafter as the "Current Rate(s)."

TSC agrees that the Current Rates in the City for Basic Service and the CPS Tier will not be increased prior to June 1, 1997. In addition, TSC agrees that the revenues that are not received as a result of its agreement not to raise rates between August 1, 1996 and June 1, 1997 shall not be recaptured in future rate increases.

To implement the foregoing agreement, the City and TSC hereby agree:

1. TSC shall not increase rates charged for Basic Service or the CPS Tier over Current Rates prior to June 1, 1997.

2. With respect to any FCC rate regulation form filed for Basic Service, TSC agrees that any amount of revenue which TSC could have received as a result of an increase in the rate for Basic Service per subscriber between August 1, 1996 and June 1, 1997 (the "Stability Period"), shall not be included in the "true-up" or "gap" rate calculation in any FCC rate regulation form. TSC agrees that it shall never recover the difference in rate between TSC's Current Rate for the Basic Service and the calculated maximum permitted rate for Basic Services, plus attributable franchise fees and FCC fees (to the extent that they are not otherwise included in the

calculated maximum permitted rate), for the Stability Period. TSC agrees that it shall never carry forward in subsequent FCC rate forms, or charge Basic Service rates that take into account, amounts attributable to revenue not received as a result of TSC's agreement not to increase Basic Service rates per subscriber during the Stability Period.

3. With respect to any FCC rate regulation form filed for the CPS Tier, TSC agrees that the amount of revenue which TSC could have received as a result of an increase in the rate for the CPS Tier per subscriber during the Stability Period shall not be included in the "true-up" or "gap" rate calculation in any FCC rate regulation form. TSC agrees that it shall never recover the difference in rate between TSC's Current Rate for the CPS tier and the calculated maximum permitted rate for the CPS tier, plus attributable franchise fees and FCC fees (to the extent that they are not otherwise included in the calculated maximum permitted rate), for the Stability Period. TSC agrees that it shall never carry forward in subsequent FCC rate forms, and shall never charge CPS Tier rates that take into account, any amounts attributable to revenue not received as a result of TSC's agreement not to increase the CPS Tier rate per subscriber during the Stability Period.

4. TSC further agrees that in preparing any FCC rate regulation form for an increase in the rates for Basic Service or the CPS Tier in the City, TSC shall not ever seek to recover in such forms any interest on any additional revenues which it could have received during the Stability Period as a result of TSC's agreement not to increase Current Rates during the Stability Period.

5. TSC further agrees that during the Stability Period TSC will not substantially modify the mix, quality or level of programming provided as Basic Service or on the CPS Tier as of the beginning of the Stability Period. Nothing in the Rate Agreement shall affect any obligation TSC may have to decrease Current Rates for Basic Service or the CPS Tier in the event TSC deletes any channels from Basic Service or from the CPS Tier.

6. Except as expressly provided herein, the City and TSC reserve any and all rights which it or they had or may have under Federal law regarding rates or the regulation

of rates which can or could be charged or collected for the provision of cable services to subscribers within the City. Nothing in this Rate Agreement shall affect the City's authority to adopt, on or after June 1, 1997, a rate order regarding the reasonableness of the monthly Basic Service rate, including the Current Rate, and to order rate refunds and roll backs, if appropriate and in conformity with FCC regulations; provided however that the City shall not issue to TSC any notice pursuant to 47 C.F.R. § 76.910(e) to initiate the regulation of rates charged by TSC in San Francisco for Basic Service prior to June 1, 1997.

7. Nothing in this Rate Agreement shall affect the position or right of the City or TSC with regard to (i) the appropriate calculation of franchise fees; (ii) City of Dallas, Texas v. Federal Communications Commission and United States of America, U.S. Court App. 5th Cir., No. 96-60427 or any related proceeding; or (iii) the covenants and obligations undertaken by the City and TSC and described in that certain letter agreement dated Oct. 28, 1996 from Richard R. Patch to Louise H. Renne.

8. The Rate Agreement is knowingly and voluntarily entered into by TSC and shall be specifically enforceable, including by rate roll back orders and/or refunds, by the City as the franchising authority.

9. To enable the City to determine TSC's compliance with the Rate Agreement, TSC agrees that, whether or not the City initiates regulation of TSC's rates for Basic Service pursuant to 47 U.S.C. §543, on or after May 1, 1997 TSC shall meet with the City and any person designated by the City within 10 days of such request in any geographic location in the United States to demonstrate the exact calculation performed by TSC using FCC Form 1240 with respect to its proposed June 1, 1997 rate increase. TSC shall file with the City concurrently any and all FCC rate regulation forms, regarding rates for cable services in San Francisco charged during or after the Stability Period, that are in fact filed with the FCC. TSC further agrees that, except to the extent expressly inconsistent with the terms of this Agreement, in any and all judicial, quasi-judicial, or administrative proceedings concerning disputes arising out of or related to an alleged breach of the Rate Agreement by TSC with respect to the rates for Basic Service or the CPS Tier, FCC cable

television rate regulation rules, as they may be amended from time to time, shall be applied to determine whether TSC has complied with the terms of the Rate Agreement.

10. The City and TSC agree that, by execution of the Rate Agreement, they accept the validity and reasonableness of the provisions hereof and the City's and TSC's authority to enter into the Rate Agreement, and waive any rights each may have to assert that the agreements embodied in the Rate Agreement are not consistent with applicable law.

11. Neither TSC nor the City shall file or cause to be filed any appeal or other challenge to the Rate Agreement in any federal, state or local forum, including, but not limited to, the Cable Services Bureau, the Federal Communications Commission, and federal, state or local courts and administrative agencies.

12. TSC agrees that the Rate Agreement shall be binding on TSC, its affiliates, and all permitted assignees, transferees, or other successors in interest to TSC.

Approved by Resolution Number 32-96-1.5 of the Board of Supervisors of the City and County of San Francisco on this date, February 3, 1997 ~~1996~~.

John L. Taylor
Clerk of the Board of Supervisors

Television Signal Corporation

by: Television Signal Corporation signature page attached.
its:

APPROVED AS TO FORM:
LOUISE H. RENNE
CITY ATTORNEY

by: _____
DEPUTY CITY ATTORNEY

K:\OLSEN\AMENDMENT\FREEZE.DOC -- 30-OCT-96

television rate regulation rules, as they may be amended from time to time, shall be applied to determine whether TSC has complied with the terms of the Rate Agreement.

10. The City and TSC agree that, by execution of the Rate Agreement, they accept the validity and reasonableness of the provisions hereof and the City's and TSC's authority to enter into the Rate Agreement, and waive any rights each may have to assert that the agreements embodied in the Rate Agreement are not consistent with applicable law.

11. Neither TSC nor the City shall file or cause to be filed any appeal or other challenge to the Rate Agreement in any federal, state or local forum, including, but not limited to, the Cable Services Bureau, the Federal Communications Commission, and federal, state or local courts and administrative agencies.

12. TSC agrees that the Rate Agreement shall be binding on TSC, its affiliates, and all permitted assignees, transferees, or other successors in interest to TSC.

Approved by Resolution Number 32-96-1.5 of the Board of Supervisors of the City and County of San Francisco on this date, February 3, 1997 ~~1/9/96~~.

Clerk of the Board of Supervisors

Television Signal Corporation

by: Stephen M. Brett
its: Vice President and Assistant Secretary

APPROVED AS TO FORM:
LOUISE H. RENNE
CITY ATTORNEY

by: _____
DEPUTY CITY ATTORNEY

CITY LIBRARIAN
PUBLIC LIBRARY
DOCUMENTS DEPARTMENT
CIVIC CENTER LIBRARY
(2 copies of all Leg.)

FILE NO. 32-96-1.6 RESOLUTION NO. 108-97

[Accepting Gift]

AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF TELECOMMUNICATIONS AND INFORMATION SERVICES TO ACCEPT ON BEHALF OF THE CITY A GIFT IN THE AMOUNT OF TWO HUNDRED THOUSAND DOLLARS FROM TELE-COMMUNICATIONS, INC. (TCI) FOR THE PURCHASE OF TELEVISION PRODUCTION EQUIPMENT FOR THE GOVERNMENT ACCESS CHANNEL FOR INSTALLATION IN THE TELEVISION STUDIO IN THE NEW MAIN LIBRARY.

WHEREAS, the City's government access cable television channel, "Citywatch" (Channel 54), wishes to use a television production studio to produce municipal programming; and

WHEREAS, the New Main Library houses a television production studio that is available for use by Citywatch to produce municipal programming; and

WHEREAS, the television production studio in the New Main Library is not yet equipped with television production equipment; and

WHEREAS, Tele-Communications, Inc. has assumed control over the City's cable television franchise grantee, Television Signal Corporation; and

WHEREAS, Tele-Communications, Inc. wishes to make a contribution in the amount of $200,000 for the purchase of television production equipment to facilitate the production of municipal programming by Citywatch in the New Main Library television production studio; and

WHEREAS, on July 1, 1996 the Mayor advised the Board, pursuant to Section 4.128 of the Charter, that the Department of Telecommunications and Information Services will assume responsibility for Citywatch; now, therefore, be it

RESOLVED, That the Board hereby authorizes the Director of the Department of Telecommunications and Information Services to accept and administer on behalf of the City and County of San Francisco the gift of $200,000 from Tele-Communications, Inc. for the purchase of television production equipment for Citywatch for installation in the television production studio in the New Main Library.

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Adopted - Board of Supervisors, San Francisco February 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
32-96-1.6

FEB 14 1997

Date Approved

Mayor

FILE NO. 32-96-1.8 RESOLUTION NO. 109-97

[APPROVING TWO SIDE-LETTER AGREEMENTS]

APPROVING TWO SIDE-LETTER AGREEMENTS BY AND BETWEEN TELEVISION SIGNAL CORPORATION AND THE CITY AND COUNTY OF SAN FRANCISCO THROUGH THEIR RESPECTIVE COUNSEL REGARDING CERTAIN AGREEMENTS BETWEEN THE PARTIES IN CONNECTION WITH THE TRANSFER OF CONTROL OF TELEVISION SIGNAL CORPORATION FROM VIACOM INC. TO TELE-COMMUNICATIONS INC.

WHEREAS, Louise H. Renne, the City Attorney of the City and County of San Francisco, has executed that certain side-letter agreement in connection with transfer of control of Television Signal Corporation from Viacom Inc. to Tele-Communications, Inc., dated November 6, 1996, which letter is counter-signed by Richard R. Patch, counsel for Television Signal Corporation (attached); and

WHEREAS, Richard R. Patch, Coblentz, Cahen, McCabe & Breyer, counsel for Television Signal Corporation, has executed that certain side letter agreement in connection with transfer of control of Television Signal Corporation from Viacom Inc. to Tele-Communications, Inc., dated October 28, 1996, which letter is counter-signed by Louise H. Renne, City Attorney of the City and County of San Francisco (attached); and

WHEREAS, the mutual covenants and understandings expressed in the respective side-letters by and between Television Signal Corporation and the City and County of San Francisco are consistent with and a part of the City's approval of the transfer

of control of Television Signal Corporation from Viacom, Inc. to Tele-Communications, Inc.; NOW THEREFORE BE IT

RESOLVED, that the San Francisco Board of Supervisors does hereby approve that certain side-letter agreement executed by Louise H. Renne, City Attorney, on behalf of the City and County of San Francisco dated November 6, 1996 and counter-signed by Richard R. Patch, counsel for Television Signal Corporation; AND BE IT

FURTHER RESOLVED, that the San Francisco Board of Supervisors does hereby approve that certain side-letter agreement executed by Richard R. Patch on behalf of Television Signal Corporation dated October 28, 1996 and counter-signed by Louise H. Renne, City Attorney of the City and County of San Francisco.

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Adopted - Board of Supervisors, San Francisco February 3, 1997

Ayes: Supervisors Bierman Brown Katz Kaufman Leal Teng
Yaki

Noes: Supervisors Ammiano Medina Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
32-96-1.8

FEB 1 4 1997

Date Approved

Mayor

FILE NO. 92-96-46.2 RESOLUTION NO. 110-97

[Appointment]
APPOINTING MEMBERS TO THE LEAD POISONING PREVENTION CITIZENS ADVISORY COMMITTEE.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated persons to serve as members of the Lead Poisoning Prevention Citizens Advisory Committee, pursuant to the provisions of the San Francisco Health Code, Section 1607, for the term specified:

Giulio Francesconi (Seat 26611 - expertise in residential multi-dwellings), vice Janan New, term expired August 20, 1996, for a new four-year term ending August 20, 2000.

Nancy Lewis (Seat 26624 - medical provider), vice David Tajeda, for unexpired portion of four-year term ending August 27, 1997.

RULES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 92-96-46.2

FEB 14 1997
Date Approved

Mayor

DOCUMENTS DEPT.

MAR 07 1997

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FILE NO. 92-96-58.1 RESOLUTION NO. 111-97

[Appointment]
APPOINTING MEMBERS TO THE DELINQUENCY PREVENTION COMMISSION.

RESOLVED, That the Board of Supervisors does hereby appoint the following designated persons to serve as members of the Delinquency Prevention Commission, pursuant to the provisions of San Francisco Administrative Code Section 20.51, for the term specified:

Keysha McFarlin (Seat 21801 - Youth Seat), vice Taima Ford, term expired December 31, 1996, for a new two-year term ending December 31,1998.

Jeannie Hwang (Seat 21807 - nominee of Supervisor Yee), vice Patricia Lee, term expired December 31, 1996, for new four-year term ending December 31, 2000.

Laurie Belton (Seat 21809 - nominee of Supervisor Yaki), vice Joshua Bloom, term expired December 31, 1996, for new four-year term ending December 31, 2000.

Mary Midgett (Seat 21810, nominee of Supervisor Brown), vice Karen Koonan, term expired December 31, 1996, for new four-year term ending December 31, 2000.

Andante Higgins (Seat 21812, nominee of Supervisor Ammiano), vice self, term expired December 31, 1996, for new four-year term ending December 31, 2000.

Yvette Gomez (Seat 21813, nominee of Supervisor Kaufman), vice Migdalia Rosado, term expired December 31, 1996, for new four-year term ending December 31, 2000.

RULES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 92-96-58.1

FEB 14 1997
Date Approved

Mayor

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AS DIVIDED AND AMENDED
IN COMMITTEE - 1/28/97

FILE NO. 92-96-68 RESOLUTION NO. 112-97

[Health Authority]
APPOINTING GOVERNING BODY MEMBERS OF THE SAN FRANCISCO HEALTH AUTHORITY.

WHEREAS, The Board of Supervisors has established the San Francisco Health Authority as a separate legal entity for the purpose of providing health care services to Medi-Cal beneficiaries under a contract with the State Department of Health Services (San Francisco Administrative Code Sections 69.1 et seq.); and

WHEREAS, The authority to create the San Francisco Health Authority is set forth in State law (Welfare and Institutions Code Section 14087.36); and

WHEREAS, The Board of Supervisors made the initial appointments of the members of the governing body in 1995 (Resolution No. 113-95) and the initial term of office for certain governing body members is two years, which terms expired January 14, 1997; and

WHEREAS, The term of office for governing body members after the expiration of the initial two year term of office is three years; and

WHEREAS, The following three (3) nominees seek official Board of Supervisors appointments to the San Francisco Health Authority Governing Body; and

Proposed Governing Body Members	Membership Qualification
Mr. Charles Range	San Francisco Community Clinic Consortium
Dr. David Soffa	San Francisco Medical Society
Mr. Stuart Heard	Pharmacy Leadership Group

WHEREAS, These three (3) nominees meet the requirements for San Francisco Health Authority governing body membership as specified in Section 14087.36(k) of the California Welfare and Institutions Code and have stated their willingness to serve; and

gj
1/28

WHEREAS, California Welfare and Institutions Code Section 14087.36(n) requires that the appointees be residents of or employed within the City and the three appointees all meet that requirement; now, therefore, be it

RESOLVED, That the Board of Supervisors hereby appoints those individuals delineated herein under "Proposed Governing Body Members" to serve on the governing body of the San Francisco Health Authority.

BOARD OF SUPERVISORS

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco February 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
92-96-68

FEB 14 1997

Date Approved

Mayor

AS AMENDED IN BOARD 2/3/97

FILE NO. 170-96-11 RESOLUTION NO. 113-97

[General Obligation Bonds]

DETERMINING AND DECLARING THAT THE PUBLIC INTEREST AND NECESSITY DEMAND THE ACQUISITION, CONSTRUCTION OR RECONSTRUCTION BY THE CITY AND COUNTY OF SAN FRANCISCO OF THE FOLLOWING MUNICIPAL IMPROVEMENTS, TO WIT: ACQUISITION, CONSTRUCTION AND/OR RECONSTRUCTION OF COMMUNITY CULTURAL FACILITIES WHICH INCLUDE SUCH FACILITIES AS THE MISSION CULTURAL CENTER, BAYVIEW OPERA HOUSE, CENTER FOR AFRICAN AND AFRICAN-AMERICAN ART AND CULTURE, SOUTH OF MARKET CULTURAL CENTER, ART COMMISSION GALLERY, GAY/LESBIAN CULTURAL CENTER, NATIVE AMERICAN CULTURAL CENTER, THE CENTER FOR ASIAN PACIFIC AMERICAN ARTS AND CULTURE AND ALL OTHER WORKS, PROPERTY AND STRUCTURES NECESSARY OR CONVENIENT FOR THE FOREGOING PURPOSES, THAT THE ESTIMATED COST OF $49,000,000 FOR SAID MUNICIPAL IMPROVEMENTS IS AND WILL BE TOO GREAT TO BE PAID OUT OF THE ORDINARY ANNUAL INCOME AND REVENUE OF SAID CITY AND COUNTY AND WILL REQUIRE THE INCURRING OF A BONDED INDEBTEDNESS; FINDING THE PROPOSED PROJECT IS IN CONFORMITY WITH THE PRIORITY OF PLANNING CODE SECTION 101.1(b) AND THE CITY'S GENERAL PLAN.

RESOLVED, By the Board of Supervisors of the City and County of San Francisco:

Section 1. It is hereby determined and declared that the public interest and necessity demand the acquisition, construction or reconstruction by the City and County of San Francisco of the following municipal improvements, to wit: Acquisition, construction and/or reconstruction of community cultural facilities which include such facilities as the Mission Cultural Center, Bayview Opera House,

Center for African and African-American Art and Culture, South of Market Cultural Center, Art Commission Gallery, Gay/Lesbian Cultural Center, Native American Cultural Center, the Center for Asian Pacific American Arts and Culture and all other works, property and structures necessary or convenient for the foregoing purposes, that the estimated cost of $49,000,000 for said municipal improvements is and will be too great to be paid out of the ordinary annual income and revenue of said City and County and will require the incurring of a bonded indebtedness.

Section 2. The estimated cost of said municipal improvement is $49,000,000 and the cost of said improvement is and will be too great to be paid out of the ordinary annual income and revenue of said City and County and will require an expenditure greater than the amount allowed therefor by the annual tax levy, and will require the incurring of a bonded indebtedness in the amount of not to exceed $49,000,000.

2/3/97

Section 3. PROPOSITION M FINDINGS. The Board of Supervisors having reviewed the proposed legislation, finds and declares that the proposed project is in conformity with the priority policies of Section 101.1(b) of the City Planning Code and with the City's General Plan, and hereby adopts the findings of the City Planning Department, as set forth in the General Plan Referral Report, dated January 31, 1997, and incorporates said findings by reference.

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Section 4. This resolution shall take effect immediately.

APPROVED AS TO FORM:

LOUISE H. RENNE
City Attorney

By: _____
VICTOR L. CASTILLO
Deputy City Attorney

Adopted - Board of Supervisors, San Francisco February 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

_____
Clerk

File No.
170-96-11

FEB 1 4 1997
Date Approved

_____
Mayor

AS AMENDED IN BOARD 2/3/97

FILE NO. 170-96-12.1 RESOLUTION NO. 114-97

[General Obligation Bonds]

DETERMINING AND DECLARING THAT THE PUBLIC INTEREST AND NECESSITY DEMAND THE ACQUISITION, CONSTRUCTION OR RECONSTRUCTION BY THE CITY AND COUNTY OF SAN FRANCISCO OF THE FOLLOWING MUNICIPAL IMPROVEMENTS, TO WIT: ACQUISITION, CONSTRUCTION AND/OR RECONSTRUCTION OF EDUCATIONAL FACILITIES USED OR TO BE USED BY THE SAN FRANCISCO UNIFIED SCHOOL DISTRICT OR THE CITY COLLEGE OF SAN FRANCISCO AND ALL OTHER WORKS, PROPERTY AND STRUCTURES NECESSARY OR CONVENIENT FOR THE FOREGOING PURPOSES, THAT THE ESTIMATED COST OF $140,000,000 FOR SAID MUNICIPAL IMPROVEMENTS IS AND WILL BE TOO GREAT TO BE PAID OUT OF THE ORDINARY ANNUAL INCOME AND REVENUE OF SAID CITY AND COUNTY AND WILL REQUIRE THE INCURRING OF A BONDED INDEBTEDNESS; FINDING THE PROPOSED PROJECT IS IN CONFORMITY WITH THE PRIORITY OF PLANNING CODE SECTION 101.1(b) AND THE CITY'S GENERAL PLAN.

RESOLVED, By the Board of Supervisors of the City and County of San Francisco:

Section 1. It is hereby determined and declared that the public interest and necessity demand the acquisition, construction or reconstruction by the City and County of San Francisco of the following municipal improvements, to wit: Acquisition, construction and/or reconstruction of educational facilities used or to be used by the San Francisco Unified School District or the City College of San Francisco and all other works, property and structures necessary or convenient for the foregoing purposes, that the estimated cost of $140,000,000 for said municipal improvements is and will be too great

to be paid out of the ordinary annual income and revenue of said City and County and will require the incurring of a bonded indebtedness.

Section 2. The estimated cost of said municipal improvement is $140,000,000 and the cost of said improvement is and will be too great to be paid out of the ordinary annual income and revenue of said City and County and will require an expenditure greater than the amount allowed therefor by the annual tax levy, and will require the incurring of a bonded indebtedness in the amount of not to exceed $140,000,000.

Section 3. PROPOSITION M FINDINGS. The Board of Supervisors having reviewed the proposed legislation, finds and declares that the proposed project is in conformity with the priority policies of Section 101.1(b) of the City Planning Code and with the City's General Plan, and hereby adopts the findings of the City Planning Department, as set forth in the General Plan Referral Report, dated January 31, 1997, and incorporates said findings by reference.

Section 4. This resolution shall take effect immediately.

APPROVED AS TO FORM:

LOUISE H. RENNE
City Attorney

By: VICTOR L. CASTILLO
Deputy City Attorney

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Adopted - Board of Supervisors, San Francisco February 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
170-96-12.1

FEB 14 1997
Date Approved

Mayor

AS AMENDED IN BOARD 2/3/97

FILE NO. 170-96-13 RESOLUTION NO. 115-97

[General Obligation Bonds]

DETERMINING AND DECLARING THAT THE PUBLIC INTEREST AND NECESSITY DEMAND THE ACQUISITION, CONSTRUCTION OR RECONSTRUCTION BY THE CITY AND COUNTY OF SAN FRANCISCO OF THE FOLLOWING MUNICIPAL IMPROVEMENTS, TO WIT: ACQUISITION, CONSTRUCTION AND/OR RECONSTRUCTION OF SAN FRANCISCO ZOO FACILITIES AND PROPERTIES AND ALL OTHER WORKS, PROPERTY AND STRUCTURES NECESSARY OR CONVENIENT FOR THE FOREGOING PURPOSES, THAT THE ESTIMATED COST OF $48,000,000 FOR SAID MUNICIPAL IMPROVEMENTS IS AND WILL BE TOO GREAT TO BE PAID OUT OF THE ORDINARY ANNUAL INCOME AND REVENUE OF SAID CITY AND COUNTY AND WILL REQUIRE THE INCURRING OF A BONDED INDEBTEDNESS; FINDING THE PROPOSED PROJECT IS IN CONFORMITY WITH THE PRIORITY OF PLANNING CODE SECTION 101.1(b) AND THE CITY'S GENERAL PLAN.

RESOLVED, By the Board of Supervisors of the City and County of San Francisco:

Section 1. It is hereby determined and declared that the public interest and necessity demand the acquisition, construction or reconstruction by the City and County of San Francisco of the following municipal improvements, to wit: Acquisition, construction and/or reconstruction of San Francisco Zoo facilities and properties and all other works, property and structures necessary or convenient for the foregoing purposes, that the estimated cost of $48,000,000 for said municipal improvements is and will be too great to be paid out of the ordinary annual income and revenue of said City and County and will require the incurring of a bonded indebtedness.

SUPERVISORS YAKI, KAUFMAN, BIERMAN AND TENG

BOARD OF SUPERVISORS

Section 2. The estimated cost of said municipal improvement is $48,000,000 and the cost of said improvement is and will be too great to be paid out of the ordinary annual income and revenue of said City and County and will require an expenditure greater than the amount allowed therefor by the annual tax levy, and will require the incurring of a bonded indebtedness in the amount of not to exceed $48,000,000.

Section 3. PROPOSITION M FINDINGS. The Board of Supervisors having reviewed the proposed legislation, finds and declares that the proposed project is in conformity with the priority policies of Section 101.1(b) of the City Planning Code and with the City's General Plan, and hereby adopts the findings of the City Planning Department, as set forth in the General Plan Referral Report, dated January 31, 1997, and incorporates said findings by reference.

Section 4. This resolution shall take effect immediately.

APPROVED AS TO FORM:

LOUISE H. RENNE
City Attorney

By: _____
VICTOR L. CASTILLO
Deputy City Attorney

SUPERVISORS YAKI, KAUFMAN, BIERMAN AND TENG

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco February 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John Taylor
Clerk

File No.
170-96-13

FEB 14 1997
Date Approved

Mayor

FILE NO. 4-97-3 RESOLUTION NO. 116-97

[Celebrating Lunar New Year]

COMMEMORATING THE YEAR OF THE OX AND DECLARING FEBRUARY 7, 1997 TO BE "CELEBRATING LUNAR NEW YEAR DAY" IN SAN FRANCISCO.

WHEREAS, February 7, 1997 is 4695 in the Chinese Lunar Calendar and the beginning of the Year of the Ox; and

WHEREAS, The Ox Symbolizes diligence, perseverance, tenacity and thoroughness; and

WHEREAS, According to Chinese beliefs, Feng-shui changes every year and for this Year of the Ox, the God of Wealth is at the East, the God of Happiness is at North-East; and

WHEREAS, The Year of the Ox will be a chivalrous, fertile and productive year, with a strong emphasis on the home and family; and,

WHEREAS, Famous people born in the Year of the Ox include Supervisor Susan Leal, Supervisor Leslie Katz, Supervisor Michael Yaki, Rosa Parks, Walt Disney, Clark Gable, Richard Nixon, Vincent Van Gogh and J. S. Bach; and

WHEREAS, Over 40% of San Francisco's population celebrates the Lunar New year as part of its long-standing cultural traditions; and

WHEREAS, It is a common practice for the Board to observe and honor cultural holidays; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco declares February 7, 1997 as "celebrating Chinese Lunar Year Day."

[Supervisors Teng, Yaki, Yee] , BIERMAN, KAUFMAN, LEAL, KATZ

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 4-97-3

FEB 1 4 1997

Date Approved

Mayor

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FILE NO. 4-97-4 RESOLUTION NO. 117-97

[California State Parent Teachers Association]
PROCLAIMING FEBRUARY 20TH 1997 AS "PARENT TEACHERS ASSOCIATION (PTA) DAY" IN SAN FRANCISCO.

WHEREAS, The California State PTA is celebrating it's 100th Birthday in 1997; and

WHEREAS, The San Francisco District PTA is holding it's Founders Day Dinner on February 20th, 1997; and

WHEREAS, The State PTA can trace it's origin to San Francisco in 1987; and

WHEREAS, The PTA promotes the welfare of children and youth at home and in school and in the community; and

WHEREAS, The PTA works to secure adequate laws for the care and protection of children; and

WHEREAS, The PTA promotes parents and public involvement in our schools and communities; and

WHEREAS, Thousands of school children in San Francisco have benefited from these efforts; and now therefore, be it

RESOLVED, That the San Francisco Board of Supervisors do hereby proclaim February 20th 1997 to be "PTA DAY" in the City and County of San Francisco.

Supervisor Teng, Ammiano, Kaufman, Yee, Bierman, Katz, Yaki, Leal

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 4-97-4

FEB 14 1997
Date Approved

Mayor

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MAR 07 1997
SAN FRANCISCO

FILE NO. 6-97-12 RESOLUTION NO. 118-97

[Bloody Sunday]
COMMENDING THE BLOODY SUNDAY JUSTICE CAMPAIGN.

WHEREAS, January 30, 1997 is the twenty-fifth anniversary of "Bloody Sunday", when British paratroopers shot and killed fourteen participants in a civil rights march in Derry, Ireland, and wounded thirteen more; and

WHEREAS, Although the Derry city coroner at the time, Major Hubert O'Neill ,described the killings as " sheer unadulterated murder", the subsequent judicial tribunal carried out by Lord Chief Justice Widgery exonerated all the paratroopers involved and accused many of the victims of carrying guns and bombs at the time of their deaths; and

WHEREAS, For the past twenty-five years the friends and families of the victims, under the auspices of The Bloody Sunday Justice Campaign, have been campaigning to clear the names of those killed, and bring to justice those responsible for their deaths; and

WHEREAS, No evidence exists that any of the victims were indeed armed and much new evidence has come to light pointing to their innocence; and

WHEREAS, It is widely accepted that the Widgery tribunal was at best seriously flawed and at worst a cover up; now, therefore, be it

Supervisor Tom Ammiano, Bierman, Teng, Brown

BOARD OF SUPERVISORS

RESOLVED, That the Board of Supervisors of the City and County of San Francisco commend the Bloody Sunday Justice Campaign for their unceasing efforts to find justice for those killed on Bloody Sunday.

Supervisor Tom Ammiano, Bierman, Teng

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco February 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
6-97-12

FEB 1 4 1997
Date Approved

Mayor

FILE NO. 6-97-13 RESOLUTION NO. 119-97

[ALAS Commendation]

COMMENDING THE ALTERNATIVAS PARA LATINAS EN AUTOSUFICIENCIA (ALAS) PROGRAM ON THEIR 5TH ANNIVERSARY OF SERVICE TO THE COMMUNITY.

WHEREAS, The Women's Initiative launched the Alternativas para Latinas en Auto Suficiencia (ALAS) project in July 1991; and,

WHEREAS, ALAS has provided entrepreneurial technical assistance and training seminars to more than 700 Bay Area Latinas in the Spanish Language, therefore empowering women in their transition into cultural assimilation; and,

WHEREAS, ALAS trains and mentors low-income women who want to establish self-sustained businesses and also helps entrepreneurial women with existing businesses to develop their enterprises and obtain capital; now, therefore, be it

RESOLVED, That the City and County of San Francisco Board of Supervisors congratulate ALAS on their 5th Anniversary of service to the community; and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby proclaim February 20, 1997 as **ALAS DAY**.

Supervisor José Medina
Supervisor Susan Leal
Supervisor Sue Bierman
Supervisor Tom Ammiano
Supervisors Kaufman, Brown, Teng

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 6-97-13

FEB 14 1997
Date Approved

Mayor

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FILE NO. 6-97-14 RESOLUTION NO. 120-97

[Shanti's Latino Project Commendation]

COMMENDING SHANTI'S LATINO PROJECT ON THEIR WORK PROVIDING SERVICES TO SPANISH-SPEAKING PERSONS LIVING WITH HIV ON THE OCCASION OF THEIR "NOCHE DE SALSA" FUNDRAISER.

WHEREAS, Shanti is dedicated to enhancing the quality of life, improving well-being, and promoting the independence of people living with HIV disease and AIDS; and

WHEREAS, Shanti's Latino Program seeks to provide a culturally appropriate model of community-based services linking Latinos, particularly monolingual Spanish-speakers to appropriate AIDS services; and,

WHEREAS, since its inception in 1987, Shanti's Latino Program has provided culturally sensitive emotional and practical support to persons living with HIV and their families; and,

WHEREAS, Shanti's Latino Program has trained over 500 persons to help provide assistance to Spanish-speaking persons living with HIV and their families, and created a network of support for volunteers and clients through services and activities;

WHEREAS, "Noche de Salsa" is the first event organized specifically to raise funds for Shanti's Latino Project; be it therefore,

RESOLVED, That the City and County of San Francisco Board of Supervisors congratulate Shanti's Latino Project for its efforts in building community and providing services ; and

FURTHER RESOLVED, That the Board of Supervisors hereby commends Shanti's Latino Project on the occasion of its "Noche de Salsa" for the invaluable services it provides to the residents of the City and County of San Francisco and do hereby proclaim Friday, February 14th, 1997 as **Shanti's Latino Project Day.**

Supervisor José Medina
Supervisor Susan Leal
Supervisor Sue Bierman
Supervisor Tom Ammiano
Supervisor Kaufman
Supervisor Teng

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 6-97-14

FEB 14 1997
Date Approved

Mayor

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FILE NO. 12-97-4 RESOLUTION NO. 121-97

[Supporting Assembly Bill 48]

SUPPORTING AB 48 WHICH REQUIRES SPECIFIC REPORTING PROCEDURES FOR MONEY SPENT ON FIGHTING CRACK COCAINE EPIDEMIC.

WHEREAS, Local governments throughout California have devoted millions of dollars in emergency care, law enforcement, incarceration, infant health care, drug treatment programs, and other related programs in an effort to reverse the devastation crack cocaine has had on neighborhoods and families; and

WHEREAS, Currently, there is no comprehensive, statewide report which compiles the use of the dollars spent by state and local government to address the problems associated with the crack cocaine epidemic; and

WHEREAS, AB 48, which has been introduced by Assemblymember Roderick Wright, would require the State Department of Alcohol and Drug Programs to issue a report which identifies all state and local government funds expended to address the crack cocaine epidemic since 1981, including costs associated with law enforcement, incarceration, treatment programs, emergency health care, increased crime, homelessness, and special care for crack babies; and

WHEREAS, Such a document would be useful to State legislators and local policy makers in developing new policies to eradicate drug addiction, as well as serve as a record of the State's damages in the event that reimbursement be forthcoming by the Federal Government; now, therefore, be it

Supervisors Yee, Brown, Ammiano, Bierman, Katz

RESOLVED, That the Board of Supervisors of the City and County of San Francisco supports AB 48 and its provision to require a comprehensive report on the efforts to fight the crack cocaine epidemic; and be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco urges the State Legislature to pass AB 48 and directs that its State advocate so advise the members of the Legislature and the Governor.

SUPERVISORS YEE, BROWN, AMMIANO

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Adopted - Board of Supervisors, San Francisco February 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
12-97-4

FEB 1 4 1997
Date Approved

Mayor

FILE NO. 12-97-5

RESOLUTION NO. 122-97

[Gamma Hydroxy Butyrate]
DECLARING SUPPORT OF COMPANION BILLS IN THE ASSEMBLY AB 6 AND THE SENATE SB 3, WHICH WOULD MAKE GAMMA HYDROXY BUTYRATE A SCHEDULE I DRUG.

WHEREAS, San Francisco Drug Abuse Advisory Board is concerned over the status report released by The Department of Public Health's Community Substance Abuse Service regarding Gamma Hydroxy Butyrate (GHB); and

WHEREAS, Although the drug has been medically banned since 1990, there are several groups highly at risk who obtain GHB illegally. The largest risk group is young, middle class kids between 19 and 25 years old. Those who frequent the all night dance club parties called raves are most vulnerable. In particular women may be harmed or at increased risk for unwanted sexual advances by those who put GHB in their drinks without their consent or knowledge. The other significant risk groups are body builders who use the drug as a muscle enhancer, and gay men who use It as a sexual enhancer; and

WHEREAS, The potential for increased HIV transmission is high due to enhancement of sexual activity from impaired judgment in regards to safe sex and prolonged sexual encounters. Reported effects from GHB include a quick high, giddiness, anxiety suppression, alcohol relapse prevention and pro-sexual properties like dis-inhibition, heightened sense of touch, enhanced male erectile capacity and increased intensity of orgasm; and

Supervisors Ammiano, Katz, Bierman, Yaki

BOARD OF SUPERVISORS

WHEREAS, The California State Senate and Assembly have introduced companion bills AB 6 and SB 3 regarding the addition of GHB to the list of schedule I controlled substances; and therefore be it

RESOLVED, That the San Francisco Board of Supervisors declares it's support for AB 6 and SB 3, and encourage passage in the Senate and the Assembly making GHB a schedule I drug.

Supervisor Tom Ammiano, Katz

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco February 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
12-97-5

FEB 1 4 1997
Date Approved

Mayor

FILE NO. 32-97-2 RESOLUTION NO. 123-97

[Cable Television Customer Service Standards]

ADOPTING MINIMUM STANDARDS FOR CUSTOMER SERVICE BY CABLE TELEVISION OPERATORS AND DIRECTING THE CLERK TO NOTIFY TCI OF THE ADOPTION OF THIS RESOLUTION.

WHEREAS, The Director of Administrative Services reports that cable television subscribers have complained that they experience long waits on hold when they try to reach TCI customer service representatives by telephone; and

WHEREAS, The Director of Administrative Services reports that cable television subscribers have complained that they have experienced significant delays in receiving refunds due to them from TCI; and

WHEREAS, The Director of Administrative Services reports that cable television subscribers have complained that TCI customer service representatives have failed to respond adequately to complaints regarding signal quality and service outages; and

WHEREAS, Pursuant to provisions of the Cable Television Consumer Protection and Competition Act of 1992, the Federal Communications Commission adopted minimum standards for customer service by cable television operators that may be enforced by local franchising authorities; and

WHEREAS, The minimum standards for customer service by cable television operators that were adopted by the Federal Communications Commission address matters about which San Francisco subscribers have complained, including telephone availability, installations, outages, and service calls; and

WHEREAS, Neither the Cable Television Consumer Protection and Competition Act of 1992 nor the minimum customer service standards adopted by the Federal Communications Commission interfere with the City's authority to adopt customer service standards that are more rigorous than the minimum standards adopted by the Federal Communications Commission; and

WHEREAS, A local franchising authority must provide a cable operator with 90 days written notice of its intent to enforce the minimum standards for customer service by cable television operators that were adopted by the Federal Communications Commission; now therefore, be it

RESOLVED, That the Board hereby adopts, and intends to enforce, the minimum customer service standards, referred to above, that were adopted by the Federal Communications Commission until such time as the City may consider and adopt additional customer service standards, and the Board hereby directs the Clerk to send a copy of this resolution to TCI by United States mail.

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MAR 07 1997
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Adopted - Board of Supervisors, San Francisco February 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
32-97-2

FEB 14 1997

Date Approved

Mayor

FILE NO. 48-97-1 RESOLUTION NO. 124-97

RO#96186

[SETTLEMENT OF CLAIM]

APPROVING THE SETTLEMENT OF THE UNLITIGATED CLAIM OF CSAA/TOM JOHNSON FOR $9,950.00.

WHEREAS, CSAA/Tom Johnson has filed a claim against the City & County of San Francisco for personal injury;

WHEREAS, The Municipal Railway of the City & County of San Francisco has recommended settlement of said claim by payment of $9,950.00.

WHEREAS, The City Attorney has approved the settlement; now, therefore be it

RESOLVED, That pursuant to Section 10.22 of the San Francisco Administrative Code, settlement and compromise of said claim by payment of $9,950.00 is hereby approved.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

PATRICK J. MAHONEY
Chief Trial Deputy

RECOMMENDED:

FUND AVAILABLE:

EDWARD M. HARRINGTON
Controller

1G-AGF-AAA 35-00-00
352730 05311 $9,950.00

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 48-97-1

FEB 14 1997
Date Approved

Mayor

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FILE NO. 48-97-2 RESOLUTION NO. 125-97

RO#96187

[SETTLEMENT OF CLAIM]

APPROVING THE SETTLEMENT OF THE UNLITIGATED CLAIM OF DELFIN BERMEJO/FARMERS INSURANCE GROUP FOR $7,456.53.

WHEREAS, Delfin Bermejo/Farmers Insurance Group has filed a claim against the City & County of San Francisco for property damage;

WHEREAS, The Municipal Railway of the City & County of San Francisco has recommended settlement of said claim by payment of $7,456.53.

WHEREAS, The City Attorney has approved the settlement; now, therefore be it

RESOLVED, That pursuant to Section 10.22 of the San Francisco Administrative Code, settlement and compromise of said claim by payment of $7,456.53, is hereby approved.

APPROVED AS TO FORM
AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

PATRICK J. MAHONEY
Chief Trial Deputy

FUND AVAILABLE:

EDWARD M. HARRINGTON
Controller

1G-AGP-AAA 35-00-00
BOARD OF SUPERVISORS
352730 05311 $7,456.53

Adopted - Board of Supervisors, San Francisco February 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
48-97-2

FEB 14 1997
Date Approved

Mayor

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FILE NO. 48-97-3 RESOLUTION NO. 126-97

RO#96195

[SETTLEMENT OF CLAIM]

APPROVING THE SETTLEMENT OF THE UNLITIGATED CLAIM OF EAST BAY REGIONAL PARK DISTRICT FOR $23,005.19.

WHEREAS, East Bay Regional Park District submitted a claim against City And County Of San Francisco; and,

WHEREAS, The Public Utilities Commission of the City and County of San Francisco has recommended settlement of said claim by payment of $23,005.19; and,

WHEREAS, The City Attorney has approved the settlement; now, therefore be it

RESOLVED, That pursuant to Public Utilities Commission Resolution number 96-0299, settlement and compromise of said claim by payment of $23,005.19 is hereby approved.

APPROVED AS TO FORM AND RECOMMEND:

LOUISE H. RENNE
City Attorney

JOSHUA D. MILSTEIN
Deputy City Attorney

RECOMMENDED:

SAN FRANCISCO PUBLIC UTILITIES COMMISSION

ANSON B. MORAN
General Manager

FUNDS AVAILABLE:

EDWARD M. HARRINGTON
Controller

APPROVED:

Romaine Boldridge
Secretary

5W-AAA-AAP 47-00-00
505591 05311 Proj.FUW559
$23,005.19

BOARD OF SUPERVISORS

Page 1
12/17/96

Adopted - Board of Supervisors, San Francisco February 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 48-97-3

FEB 14 1997
Date Approved

Mayor

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FILE NO. 48-97-4

RESOLUTION NO. 127-97

RO#96193

[Settlement Of Claim]

APPROVING THE SETTLEMENT OF UNLITIGATED CLAIM OF KJELL HALLUM FOR $13,500.00.

WHEREAS, Kjell Hallum has filed a claim against the City and County of San Francisco for personal injuries; and

WHEREAS, The Sheriff Department of the City and County of San Francisco has recommended settlement of said claim by payment of $13,500.00; and

WHEREAS, The City Attorney has approved the settlement; now, therefore, be it

RESOLVED, That pursuant to Section 10.22 of the San Francisco Administrative Code, settlement and compromise of said claim by payment of $13,500.00 is hereby approved.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

PATRICK J. MAHONEY
Chief Trial Deputy

RECOMMENDED:

SHERIFF DEPARTMENT

MICHAEL HENNESSEY
Sheriff

FUNDS AVAILABLE:

EDWARD J. HARRINGTON
Controller

1G-AGF-AAA 97-09-06
975021 05311 $13,500.00

GOVERNMENT EFFICIENCY AND LABOR COMMITTEE
BOARD OF SUPERVISORS

12/20/96

Adopted - Board of Supervisors, San Francisco February 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 48-97-4

FEB 14 1997

Date Approved

Mayor

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FILE NO. 92-97-1 RESOLUTION NO. 128-97

[Appointment]
APPOINTING MEMBER TO THE DEVELOPMENTAL DISABILITIES AREA BOARD V.

RESOLVED, That this Board of Supervisors does hereby appoint the hereinafter designated person to the Developmental Disabilities Area Board V, pursuant to provisions of the Welfare and Institutions Code, Section 4575, for specified term.

Theresa Gallegos (Seat 21901 - public-at-large), vice Michael Grafton, resigned, for unexpired portion of three-year term ending December 31, 1998.

RULES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 92-97-1

FEB 14 1997
Date Approved

Mayor

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FILE NO. 92-97-2.1 RESOLUTION NO. 129-97

[Appointments]

APPOINTING MEMBERS TO THE MENTAL HEALTH BOARD.

RESOLVED, That the Board of Supervisors does hereby appoint the following designated persons to serve as members of the Mental Health Board, pursuant to the provisions of the San Francisco Administrative Code, Section 15.3, and the California Welfare and Institutions Code, Section 5604, for the terms specified:

Darwin Dias (Seat No. 50112 - consumer), vice self, for a new three-year term beginning January 31, 1997, and ending January 31, 2000.

Supervisor Sue Bierman (Seat 50117, must be President of the Board of Supervisors or member of the Board of Supervisors), for a new two-year term beginning January 31, 1997, and ending January 31, 1999.

RULES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 92-97-2.1

FEB 1 4 1997

Date Approved

Mayor

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FILE NO. 60-97-3

AMENDMENT OF THE WHOLE
BOS 2/18/97
RESOLUTION NO. 130-97

[Sports Stadium Bonds]

SUBMITTING A BALLOT PROPOSITION FOR THIS YEAR'S JUNE 3RD SPECIAL ELECTION, AUTHORIZING THE CITY TO LEASE-FINANCE A STADIUM DEVELOPMENT AT CANDLESTICK POINT, IN PRINCIPAL AMOUNT NOT EXCEEDING $100,000,000, PROVIDED NO CITY TAXES ARE INCREASED OR NEWLY IMPOSED WITHOUT PROPOSITION 218 VOTER APPROVAL; AND FINDING THE LEASE-REVENUE BOND PROPOSITION IS IN CONFORMITY WITH THE EIGHT PRIORITY POLICIES OF PLANNING CODE SECTION 101.1 AND THE CITY'S GENERAL PLAN.

RESOLVED, That pursuant to Charter Section 9.108, the Board of Supervisors hereby submits to the electorate of the City and County of San Francisco the following proposition:

> Shall the City lease-finance a stadium development at Candlestick Point, in principal amount not exceeding $100,000,000, provided no City taxes are increased or newly imposed without Proposition 218 voter approval.

The proposition shall be submitted to the electorate at the Special Election to be held on June 3, 1997. The proposition shall be placed on the ballot as a separate proposition in the form set forth above; and, be it

FURTHER RESOLVED, That the stadium development shall consist of the development, acquisition and/or construction of the stadium and related infrastructure, facilities, structures, equipment and

///

furnishings, in whole or in part (collectively, the "Stadium Development"); and, be it

FURTHER RESOLVED, That the term "infrastructure" shall mean the physical systems and services which support, in whole or in part, the Stadium Development and its users, including, but not limited to, parking, streets, highways, water systems and sewer systems; and, be it

FURTHER RESOLVED, That the term "Candlestick Point" shall mean Candlestick Point, the adjacent land and any other lands deemed necessary by the Board of Supervisors for the completion of the Stadium Development; and, be it

FURTHER RESOLVED, That the authorized principal amount of $100,000,000 shall be used to finance (1) a portion of the total cost of the Stadium Development; (2) cost of issuance; (3) capitalized interest; (4) reserve accounts; and (5) any other related cost designated by the Board of Supervisors; and, be it

FURTHER RESOLVED, That the City shall not impose any new taxes or increase or extend any existing taxes for the Stadium Development without voter approval to the extent required by Proposition 218 passed by the voters on November 5, 1996; and, be it

FURTHER RESOLVED, That the Board of Supervisors having reviewed the proposed legislature, finds and declares that the proposed lease-revenue bond proposition is, on balance, in conformity with the General Plan and is consistent with the Eight Priority Policies of the Planning Code Section 101.1 and hereby adopts the findings of the

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MAR 17 1997
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City Planning Department, as set forth in Planning Commission Resolution No. 14295, adopted February 6, 1997 and incorporates said finding by reference; and, be it

FURTHER RESOLVED, That the City shall not issue the bonds until the following conditions have been negotiated and concluded with the Mayor's Office:

1. The Forty-Niners shall provide a written commitment to the City that it will play all of its home games in the stadium until the retirement of the City's bonds for the Stadium Development.
2. A certification from the Controller that the total net proceeds of bonds available for construction shall not exceed $100,000,000. The City's contribution for construction shall be reduced by any net proceeds received from any tax allocation bonds that the Redevelopment Agency elects to issue based on tax increment generated by the Project.
3. The City determines, through the Mayor's Office, that sufficient financial commitments are in place to construct an adjacent retail shopping center.
4. A written commitment to comply with all the requirements of Administrative Code Sections 12B and 12C that are applicable to the Stadium Development, including nondiscrimination in benefits based on domestic partner status.

///

5. A written commitment to provide an opportunity for 1000 permanent jobs at the Project to recipients of general assistance who become eligible through a training program.
6. A written commitment to use good faith efforts to provide that 50% of the construction jobs will be held by residents of the Bay-View Hunters Point-South Bayshore Community and 25% of permanent jobs available at the Project will be held by the community residents.
7. A written commitment that the City will only be responsible for no more than 50% of football related operations and maintenance expenses of the stadium, based on a budget approved by the City and the Forty-Niners.
8. A written commitment that there will be adequate provision for labor union representation at the project, including a card check neutrality agreement.
9. A written commitment to pay any reduction in property tax revenues due to a reassessment to the extent necessary to service any tax allocation bonds issued for the Stadium Development.
10. The City, through the Mayor's Office, has determined that the City's contribution towards construction of the Project will be provided on a 20/80 prorata basis.
11. For purposes of these conditions, Project shall be defined to mean both the Stadium Development and the

proposed shopping retail center to be located at Candlestick Point. The Mayor shall deliver a certificate to the Board of Supervisors that the foregoing conditions have been met. Upon the Board of Supervisors approving the issuance of the bonds, such certificate shall be final and conclusive in all respects as to the satisfaction of all the foregoing conditions. Bonds includes bonds, lease-financing arrangements, and certificates of participation.

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

By: _____
VICTOR L. CASTILLO
Deputy City Attorney

Adopted - Board of Supervisors, San Francisco February 18, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Newsom Teng Yaki Yee

Absent: Supervisor Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

_____
Clerk

File No. 60-97-3

FEB 21 1997
Date Approved

_____
Mayor

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As amended in Committee
January 14, 1997.

FILE NO. 27-96-16 RESOLUTION NO. 131-97

[Airport - United Air Lines, Inc. Lease]

mlr
1/14

APPROVING retroactively LEASE BETWEEN UNITED AIR LINES, INC. AND THE CITY AND COUNTY OF SAN FRANCISCO, ACTING BY AND THROUGH ITS AIRPORT COMMISSION.

WHEREAS, United Air Lines, Inc. ("United") occupies areas of City land under the jurisdiction of the Airport Commission (commonly known as Plots 4 and 5), for the purpose of conducting aviation support activities; and

WHEREAS, Plot 4 and part of Plot 5 are required to accommodate the Airport's Master Plan Construction Program; and

WHEREAS, the Airport Commission by Airport Commission Resolution No. 96-0268, a copy of which is contained in Board of Supervisors' file number 27-96-16, approved a lease for an area of land under its jurisdiction (commonly known as Plot 7X) for the relocation of United's aviation support facilities; and

WHEREAS, said lease between the Airport Commission and United is for a period of twenty-five (25) years, unless earlier terminated as provided therein; and

WHEREAS, pursuant to Charter Sections 9.118 and 2.110, leases for City property, underwhich the City is a lessor, for a period of more than ten (10) years are required to be approved by resolution of the Board of Supervisors; now, therefore, be it

RESOLVED, That the Board of Supervisors hereby approves retroactively the aforementioned lease.

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 10, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Teng Yee

Absent: Supervisor Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

mlr
1/14

File No.
27-96-16

FEB 21 1997
Date Approved

Mayor

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2/4/97 - As amended in Committee.

FILE NO. 156-96-3 RESOLUTION NO. 132-97

(Federal Funding)

REQUESTING APPROVAL OF MODIFICATIONS TO THE REFUGEE COUNTY PLAN TO INCORPORATE TARGETED ASSISTANCE DISCRETIONARY GRANT FUNDS AND ROLLOVER FUNDS FROM FEDERAL FISCAL YEAR 1995 ; APPROVING EXPENDITURE OF SUCH FUNDS RETROACTIVELY.

2/4/97 jlb

WHEREAS, The San Francisco Board of Supervisors has designated the Private Industry Council of San Francisco, Inc. (PIC) as the administrator of refugee funds derived from the Federal Refugee Act of 1980, as amended; and

WHEREAS, A Targeted Assistance (TA) Discretionary Grant in the amount of $129,247 has been awarded to the Private Industry Council of San Francisco, Inc. (PIC) to provide services to African and Southeast Asian refugee women and youth; and

WHEREAS, Approximately $53,901 of rollover funds from Federal Fiscal Year (FFY) 1995 are available for use in FFY 1996; now therefore be it

RESOLVED, That the San Francisco Board of Supervisors approves the modifications to the 1996 Refugee County Plan incorporating the TA Discretionary Grant funds and the FFY 1995 rollover funds to provide services to refugees in San Francisco ; and, be it

2/4/97 jlb

FURTHER RESOLVED, That the San Francisco Board of Supervisors does hereby approve the expenditure of Targeted Assistance Discretionary Grant Funds and Rollover Funds from Fiscal Year 1995 retroactively.

2/4/97 jlb

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 10, 1997

Ayes: Supervisors Ammiano Bierman Katz Kaufman Leal Medina Teng Yee

Excused: Supervisor Brown

Absent: Supervisor Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 156-96-3

FEB 21 1997
Date Approved

Mayor

DOCUMENTS DEPT.

MAR 17 1997

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FILE NO. 4-97-5 RESOLUTION NO. 133-97

[Day of Remembrance]

COMMEMORATING THE DAY OF REMEMBRANCE 1997 AND DECLARING FEBRUARY 22, 1997 AS "ADIOS TO TEARS DAY" IN SAN FRANCISCO.

WHEREAS, On February 19, 1942, President Franklin Roosevelt issued Executive Order 9066, which served as a basis for the mass incarceration of persons of Japanese ancestry, including U.S. citizens ; and

WHEREAS, Each year the Japanese American community commemorates the "Day of Remembrance" as a means to pay tribute and learn from past experiences; and

WHEREAS, Day of Remembrance 1997 is a concert and commemoration of the Japanese Latin American Journey for Justice, a little known story of the experience; and

WHEREAS, From 1941 to 1945, the U.S. government orchestrated the forced deportation of 2,264 persons of Japanese ancestry from 13 Latin American countries (80% from Peru) to be used as prisoners of war in exchange for Americans caught in the Far Eastern war zones; and

WHEREAS, The U.S. government financed the transportation of these Japanese Latin Americans and put them in U.S. Department of Justice internment camps; and

WHEREAS, Over 860 Japanese Americans were exchanged during the war and 1,400 Japanese Latin Americans continued to interned in the U.S. during the war; and

[Supervisors Teng, Yaki] Leal, Medina, Ammiano, Bierman, Brown, Katz, Kaufman, Lee

BOARD OF SUPERVISORS

WHEREAS, At the end of the war, the difficulties of the remaining Japanese Latin American internees intensified — many were deported to Japan, the U.S. wanted to deport the remaining "illegal aliens" and the Peruvian government refused to let them return; and

WHEREAS, The remaining Japanese Peruvians in the United States fought deportation, some returned to Peru and others became permanent residents and U.S. citizens; and

WHEREAS, This wartime experience of Japanese Latin American internees is a hidden part of U.S. history; therefore be it

RESOLVED, That the City and County of San Francisco hereby commemorates the Day of Remembrance 1977; and be it

FURTHER RESOLVED, That the City and County of San Francisco hereby declares February 22, 1997 as "Adios to Tears Day" in San Francisco.

[Supervisors Teng, Yaki]

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco February 10, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Teng Yee

Absent: Supervisor Yaki

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
4-97-5

FEB 21 1997

Date Approved

Mayor

FILE NO. 6-97-15 RESOLUTION NO. 134-97

[Jose Caedo]

COMMENDING JOSE CAEDO FOR HIS SERVICE.

WHEREAS, The passage of the Americans with Disabilities Act guaranteed essential civil rights for persons with disabilities; and

WHEREAS, The ability to travel is an essential part of the American with Disabilities Act; and

WHEREAS, Jose Caedo, through his advocacy and good works as a member and past president of the Paratransit Coordinating Council, has worked to assure that quality and affordable paratransit service be available to all qualified persons with disabilities; and

WHEREAS, Jose Caedo has worked with members of the Board of Supervisors and other governmental officials to educate us on the issues affecting persons with disabilities; and now, therefore, be it

RESOLVED, That the Board of Supervisors does hereby commend and express its gratitude and appreciation to Jose Caedo for his long service to the citizens of San Francisco, especially members of the senior and disabled communities.

BOARD OF SUPERVISORS

Supervisor Yaki, Teng, Bierman

Adopted - Board of Supervisors, San Francisco February 10, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Teng Yee

Absent: Supervisor Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 6-97-15

FEB 21 1997

Date Approved

Mayor

DOCUMENTS DEPT.

MAR 17 1997

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FILE NO. 6-97-16 RESOLUTION NO. 135-97

[Commending Theodore Hsien Wang]

COMMENDING THEODORE HSIEN WANG

WHEREAS, Theodore Hsien Wang has served six and one half years as a valued member of the staff of the Lawyers' Committee for Civil Rights of the San Francisco Bay Area; and

WHEREAS, Mr. Wang, a lifelong defender of affirmative action, worked tirelessly on the campaign to defeat Proposition 209 and was a key member of the litigation team that enjoined Proposition 209; and

WHEREAS, Mr. Wang fought to protect immigrant rights by campaigning against Proposition 187; and

WHEREAS, Mr. Wang has continuously championed the interests of MBE/WBE businesses in the City and County of San Francisco to ensure fair participation in the contracting process; and

WHEREAS, Mr. Wang was the chief consultant to the Board of Education in their development of the school district's MBE/WBE business program; and

WHEREAS, Mr. Wang has brought energy and creativity to a variety of economic development issues; and

WHEREAS, Mr. Wang has worked to protect the voting rights of public housing residents by ensuring access to the voting process; therefore be it

Supervisors Yee, Teng, Bierman

BOARD OF SUPERVISORS

RESOLVED, That the Board of Supervisors of the City and County of San Francisco extends its highest commendation to Theodore Hsien Wang for his lifelong commitment to civil rights.

SUPERVISOR YEE

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco February 10, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Teng Yee

Absent: Supervisor Yaki

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
6-97-16

FEB 21 1997
Date Approved

Mayor

FILE NO. 6-97-17 RESOLUTION NO. 136-97

COMMENDING LAURA WAGNER-LOCKWOOD FOR HER YEARS OF DISTINGUISHED SERVICE AS PUBLIC FINANCE DIRECTOR OF THE CITY AND COUNTY OF SAN FRANCISCO AND FOR HER MANY CONTRIBUTIONS TO THE CITY AND COUNTY OF SAN FRANCISCO.

WHEREAS, Laura Wagner-Lockwood served as the Director of Public Finance for the City and County of San Francisco for the past five years; and

WHEREAS, Laura Wagner-Lockwood worked to improve the quality of life for the citizens of the City and County of San Francisco by structuring the financing that funded major capital improvements for police and fire stations, public schools, City Hall, the Opera House, Golden Gate Park, and Moscone Convention Center; and

WHEREAS, Laura Wagner-Lockwood designed a comprehensive financing strategy for the Citywide Emergency Communication System and 9-1-1 Radio System; and

WHEREAS, Laura Wagner-Lockwood helped to maintain the City's credit rating; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco hereby commends Laura Wagner-Lockwood for her years of distinguished service as Public Finance Director of the City and County of San Francisco and for her many contributions to the City and County of San Francisco.

SUPERVISOR KAUFMAN, TENG, BIERMAN
BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 10, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Teng Yee

Absent: Supervisor Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 6-97-17

FEB 21 1997
Date Approved

Mayor

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FILE NO. 6-97-18 RESOLUTION NO. 137-97

[Northern California Coalition of Black Trade Unionists]

COMMENDING THE COALITION OF BLACK TRADE UNIONISTS AND DECLARING FEBRUARY 14, 1997 AS "NORTHERN CALIFORNIA COALITION OF BLACK TRADE UNIONISTS DAY" IN SAN FRANCISCO.

WHEREAS, The Coalition of Black Trade Unionists (CBTU) was founded in 1972 by union officials and rank-and-file members; and

WHEREAS, CBTU has grown to 30 chapters across the country, with representatives from 72 national and international unions; and

WHEREAS, The CBTU works to strengthen the role of Black labor at the local level and responds to critical issues facing the Black community; and

WHEREAS, The CBTU strives to bridge the link between organized labor and the Black community; and

WHEREAS, The CBTU is celebrating its 20th Anniversary on February 14, 1997; therefore be it

RESOLVED, That the City and County of San Francisco hereby commends the Northern California of Black Trade Unionists on the occasion of their anniversary; and be it

FURTHER RESOLVED, That the City and County of San Francisco hereby declares February 14, 1997 as "Northern California Coalition of Black Trade Unionists Day" in San Francisco.

[Supervisors Teng, Brown], Medina, Ammiano, Bierman, Katz, Kaufman, Leal, Yaki, Yee

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 10, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Teng Yee

Absent: Supervisor Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 6-97-18

FEB 21 1997
Date Approved

Mayor

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FILE NO. 6-97-21 RESOLUTION NO. 138-97

[Lt. Sharon Hedges-Hiller Commendation]

COMMENDING LT. SHARON HEDGES-HILLER ON BEING AWARDED THE "MY FAVORITE COP" AWARD.

WHEREAS, the "My Favorite Cop" award recognizes outstanding service by individual San Francisco police officers and has allowed scores of San Franciscans to reward police officers for their involvement in the community; and,

WHEREAS Lt. Sharon Hedges- Hiller has demonstrated dynamic, insightful and progressive leadership in her service to the people of San Francisco through her work at the San Francisco Police Department's EEO unit and Records and ID Bureau; and

WHEREAS, The San Francisco Board of Supervisors commends the selection Lt. Sharon Hedges-Hiller as "My Favorite Cop" for the month of January 1997; now therefore, be it,

RESOLVED, That the City and County of San Francisco Board of Supervisors congratulate Lt. Sharon Hedges-Hiller for her outstanding service to the people of San Francisco; and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby commends Lt. Sharon Hedges- Hiller for her contributions to the City and County of San Francisco and do hereby proclaim February 10 **Lt. Sharon Hedges-Hiller day.**

Supervisor José Medina , Bierman

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 10, 1997

Ayes: Supervisors Bierman Brown Kaufman Leal Medina Teng Yee

Absent: Supervisors Ammiano Katz Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 6-97-21

FEB 21 1997

Date Approved

Mayor

DOCUMENTS DEPT.

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FILE NO. 6-97-22 RESOLUTION NO. 139-97

[Officer Lorraine Lombardo Commendation]

COMMENDING OFFICER LORRAINE LOMBARDO ON BEING AWARDED THE "MY FAVORITE COP" AWARD.

WHEREAS, the "My Favorite Cop" award recognizes outstanding service by individual San Francisco police officers and has allowed scores of San Franciscans to reward police officers for their involvement in the community; and,

WHEREAS Officer Lorraine Lombardo has demonstrated exceptional commitment, friendly response and professional demeanor as a bicycle patrol officer of the San Francisco Police Department's Mission Station; and

WHEREAS, The San Francisco Board of Supervisors commends the selection Officer Lorraine Lombardo as "My Favorite Cop" for the month of February 1997; now therefore, be it,

RESOLVED, That the City and County of San Francisco Board of Supervisors congratulate Officer Lorraine Lombardo for her outstanding service to the people of San Francisco; and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby commends Officer Lorraine Lombardo for her contributions to the City and County of San Francisco and do hereby proclaim February 11 **Officer Lorraine Lombardo day.**

Supervisor José Medina , Bierman

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 10, 1997

Ayes: Supervisors Bierman Brown Kaufman Leal Medina Teng Yee

Absent: Supervisors Ammiano Katz Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 6-97-22

FEB 21 1997
Date Approved

Mayor

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FILE NO. 13-97-3 RESOLUTION NO. 140-97

[Bloody Sunday]
URGING THE GOVERNMENT OF GREAT BRITAIN TO HOLD A NEW INQUIRY INTO THE KILLING OF FOURTEEN CIVIL RIGHTS MARCHERS BY BRITISH PARATROOPERS.

WHEREAS, January 30, 1997 is the twenty-fifth anniversary of "Bloody Sunday", when British paratroopers shot and killed fourteen participants in a civil rights march in Derry, Ireland, and wounded thirteen more; and

WHEREAS, Although the Derry city coroner at the time, Major Hubert O'Neill ,described the killings as " sheer unadulterated murder", the subsequent judicial tribunal carried out by Lord Chief Justice Widgery exonerated all the paratroopers involved and accused many of the victims of carrying guns and bombs at the time of their deaths; and

WHEREAS, For the past twenty-five years the friends and families of the victims, under the auspices of The Bloody Sunday Justice Campaign, have been campaigning to clear the names of those killed, and bring to justice those responsible for their deaths; and

WHEREAS, No evidence exists that any of the victims were indeed armed and much new evidence has come to light pointing to their innocence; and

WHEREAS, It is widely accepted that the Widgery tribunal was at best seriously flawed and at worst a cover up; now, therefore, be it

Supervisor Tom Ammiano, Bierman, Teng, Brown, Katz, Medina, Leal

BOARD OF SUPERVISORS

RESOLVED, That the Board of Supervisors of the City and County of San Francisco urges the government of Great Britain to hold a new, impartial, and open inquiry into the events in Derry, of January 30th 1972, now known as Bloody Sunday.

Supervisor Tom Ammiano, Bierman, Teng

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco February 10, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Teng Yee

Absent: Supervisor Yaki

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
13-97-3

FEB 21 1997
Date Approved

Mayor

FILE NO. 28-97-1.3 RESOLUTION NO. 141-97

[Edgehill Way Safety Emergency]

SUPPORTING THE EFFORTS OF THE DEPARTMENTS OF BUILDING INSPECTION AND PUBLIC WORKS IN RESPONDING TO THE EMERGENCY CONDITIONS IN AND AROUND EDGEHILL WAY AND DEMANDING THAT THE DEVELOPERS OF THE KNOCKASH HILL SUBDIVISION ASSUME THEIR RESPONSIBILITY FOR ABATING THE EMERGENCY CONDITIONS.

WHEREAS, In 1993, as part of the tentative map approval for the Knockash Hill Subdivision, the City imposed certain conditions to complete specified improvements to the slopes of Edgehill Mountain to protect the mountain, the Subdivision, and adjacent property owners; and

WHEREAS, Litigation between the owner of 305 Edgehill Way and the Knockash Hill Association, a California non-profit corporation, resulted in the Association's undertaking certain improvements to portions of Edgehill Mountain; and

WHEREAS, On or about January 6, 1997, a portion of the Edgehill Way road and adjacent retaining wall failed; and

WHEREAS, In response to the damage in and near Edgehill Way and other emergency conditions, the Board of Supervisors, on January 27, 1997, adopted a motion declaring a City-wide emergency in connection with the December 1996 storms; and

WHEREAS, The Knockash Hill Association and other property owners fronting damaged portions of Edgehill Way have been notified by the Departments of Building Inspection and Public Works concerning responsibility to abate emergency conditions; and

WHEREAS, Numerous homeowners that were notified of the emergency conditions have been forced to vacate their homes and some still are unable to occupy their homes; and

WHEREAS, The Departments of Building Inspection and Public Works have committed resources and time to abate emergency conditions in and around the affected portions of Edgehill Way and neighboring properties; and

WHEREAS, The City is seeking to determine the parties responsible for the maintenance and repair of Edgehill Way and any necessary repairs and improvements to private property threatened by the damage associated with the failure of Edgehill Way, the adjacent retaining wall, and the hillside above Knockash Hill Road; and

WHEREAS, On January 27, 1997, the Department of Building Inspection issued a 72-hour Emergency Order to abate a public nuisance on Edgehill Mountain; and

WHEREAS, The Board of Supervisors believes that the developers of the Knockash Hill Subdivision have responsibility to abate the unsafe conditions in and around the Knockash Hill Subdivision, but have inadequately responded to the 72-hour Emergency Order; and

WHEREAS, The Board of Supervisors is also concerned that developers of the Knockash Hill Subdivision are abdicating their responsibility to respond to the emergency conditions; and

WHEREAS, The Board of Supervisors is concerned about the current state of emergency as well as future threats to properties adjacent

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to Edgehill Way and within the Knockash Hill Subdivision; now, therefore, be it

RESOLVED, That the Board of Supervisors commends the Department of Building Inspection and Public Works in responding to the emergency at Edgehill Way and supports their continuing efforts to protect public health, safety, and welfare in the Edgehill Way area; and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby demands that the developers of the Knockash Hill Subdivision immediately respond to the City's emergency orders and assume their burdens and responsibilities for abating the emergency conditions on Edgehill Way and the Knockash Hill Subdivision.

Adopted - Board of Supervisors, San Francisco February 10, 1997

Ayes: Supervisors Bierman Brown Kaufman Leal Medina Teng Yee

Absent: Supervisors Ammiano Katz Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 28-97-1.3

FEB 21 1997
Date Approved

Mayor

FILE NO. 28-97-1.4 RESOLUTION NO. 142-97

[EDGEHILL WAY EMERGENCY AUTHORIZATION]

CONCURRING WITH AND SUPPORTING THE DIRECTOR OF THE DEPARTMENT OF BUILDING INSPECTION'S FINDING AND DECLARATION OF A PUBLIC EMERGENCY; URGING SAID DIRECTOR TO TAKE NECESSARY MEASURES IN THE MOST EXPEDITIOUS MANNER TO PROTECT THE PUBLIC SAFETY, HEALTH, WELFARE, AND PROPERTY OF THE CITIZENS OF SAN FRANCISCO WITH REGARD TO THE DANGEROUS CONDITION CREATED BY THE PROPERTY AT 305 EDGEHILL WAY; AND TO AUTHORIZE THE DIRECTOR OF THE DEPARTMENT OF BUILDING INSPECTION AND THE DIRECTOR OF PUBLIC WORKS TO ENTER INTO AGREEMENTS OF INDEMNITY BASED ON THIS AND PREVIOUS BOARD-DECLARED EMERGENCY AT EDGEHILL WAY

WHEREAS, An actual emergency exists within the meaning of Section 6.30 of the Administrative Code and section 102.15 of the San Francisco Building Code due to the threat to the health, welfare, and property of the citizens caused by extensive rainstorm damage to private properties along a portion of Edgehill Way, including the property at 305 Edgehill Way in the Forest Hill District; and,

WHEREAS, the Director of the Department of Building Inspection has found and declared an emergency pursuant to section 102.15 of the San Francisco Building Code with regard to the dangerous condition of the property at 305 Edgehill Way; and

WHEREAS, On January 25, 1997, the City, through its Department of Building Inspection, gave the executor/owner of the property at 305 Edgehill Way a ten-hour notice, in accordance with Section 102.15

of the San Francisco Building Code, to abate the real danger being caused by the house on said property which had the potential of sliding down the slope onto the properties at Knockash Hill; and

WHEREAS, The executor/owner of the property at 305 Edgehill Way has declined in writing to take any corrective measures to repair/secure said property; and

WHEREAS, The City has temporarily secured the affected property with steel cables tied to three steel piers driven into the roadway along Edgehill Way; and

WHEREAS, The affected property is still in grave danger of sliding down the slope, and the failure of the executor/owner to timely repair/secure the same imperils the lives, safety, and property of the citizens of the City and County of San Francisco and has caused the evacuation of the residents of the properties along Knockash Hill; and

WHEREAS, The Director of the Department of Building Inspection has determined that it is at best extremely difficult to retain necessary consultants and contractors to assist the City in these emergency circumstances without an agreement to indemnify; now, therefore, be it

RESOLVED, That the Board of Supervisors concur with and support the Director of Building Inspection's finding and declaration of an emergency relating to the dangerous condition of the property at 305 Edgehill Way, requiring prompt measures to safeguard lives, safety

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and property of the citizens of the City and County of San Francisco; and be it

FURTHER RESOLVED, That the Board of Supervisors urges the Director of the Department of Building Inspection to take all necessary emergency measures in the most expeditious manner to protect the public safety, health, welfare, and property of the citizens of the City and County of San Francisco by securing the property at 305 Edgehill Way and to dismantle/demolish the house, if necessary; and be it

FURTHER RESOLVED, That the Director of the Department of Building Inspection be and is hereby authorized to enter into agreements to hire necessary consultants and contractors, which agreements may contain an indemnification provision indemnifying the consultants and contractors from claims or other losses, except those caused by or resulting from the gross negligence or intentional acts or omissions of the consultants or contractors, their officers, agents, or employees; and be it

FURTHER RESOLVED, That the the Board of Supervisors urges and supports the Director of the Department of Building Inspection in his implementation of the necessary work through the use of money from the Department of Building Inspection Repair and Demolition Funds, which work is expected to cost approximately $150,000.00, and to seek reimbursement from the parties responsible and liable for the necessary corrective work; and be it

FURTHER RESOLVED, That the Director of the Department of Public Works enter into a license agreement/encroachment permit with the property owner at 300 Edgehill Way to enter, use and cause tie-backs to be inserted on said property for the repair and reconstruction of the damaged portion of the Edgehill Way roadway which was the subject of a previous Board of Supervisors' emergency resolution, and to include in said agreement/permit: (1) an indemnification provision indemnifying said property owner from any losses arising out of said use of the property; and (2) a reasonable fee for the license/permit, as determined by the Real Estate Department, which fee negotiations may be deferred until after the emergency work has been completed.

Adopted - Board of Supervisors, San Francisco February 10, 1997

Ayes: Supervisors Bierman Brown Kaufman Leal Medina Teng
Yee

Absent: Supervisors Ammiano Katz Yaki

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
28-97-1.4

FEB 21 1997
Date Approved

Mayor

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SAN FRANCISCO

FILE NO. 64-97-3 RESOLUTION NO. 143-97

[Transbay Terminal Lease]

APPROVING A LEASE BETWEEN THE MUNICIPAL RAILWAY AND THE CALIFORNIA DEPARTMENT OF TRANSPORTATION FOR THE USE OF THE UPPER DECK OF TRANSBAY TERMINAL, AND INDEMNIFYING THE STATE OF CALIFORNIA.

WHEREAS, The Municipal Railway is contracting with AC Transit to operate bus service between San Francisco and Treasure Island for 90-days, beginning December 2, 1996, and

WHEREAS, The Municipal Railway may assume operation of this line at the termination of that contract, and

WHEREAS, The California Department of Transportation (Caltrans) owns and operates the Transbay Terminal, which is the downtown terminal for the Treasure Island service, and

WHEREAS, Caltrans requires the payment of an annual $1000.00 access fee and the signing of a lease agreement for the use of the upper deck of Transbay Terminal, and

WHEREAS, The lease required by Caltrans contains a clause indemnifying the State of California for any damage caused by the Municipal Railway or its agents, and

WHEREAS, The Charter specifies that only the Board of Supervisors may approve indemnification agreements on behalf of the City and County of San Francisco; now, therefore, be it

RESOLVED, That the Board of Supervisors authorizes the Director of Public Transportation to sign the lease agreement with Caltrans for the use of the upper deck of Transbay Terminal.

Public Transportation Commission

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 18, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Newsom Teng Yaki Yee

Absent: Supervisor Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 64-97-3

FEB 21 1997
Date Approved

Mayor

DOCUMENTS DEPT.
MAR 17 1997
SAN FRANCISCO PUBLIC

FILE NO. 78-97-1 RESOLUTION NO. 144-97

ESTABLISHING THE CONTRIBUTION TO BE MADE TO THE HEALTH SERVICE SYSTEM BY CITY AND COUNTY, UNIFIED SCHOOL DISTRICT AND COMMUNITY COLLEGE DISTRICT FOR FISCAL YEAR 1997-98.

WHEREAS, the Health Service Board of the City and County Employees' Health Service System, as required by Charter Sections A8.423 and A8.428 has secured through the Department of Finance of the State of California a list of the ten most populous counties in the State; and

WHEREAS, said counties have been contacted and requested to furnish the amounts being contributed by each county toward employee's medical care exclusive of dental and optical care; and

WHEREAS, the City and County of San Francisco is to assume 100% of this average per month commencing July 1, 1997; now therefore, be it

RESOLVED, that $170.59 is hereby established as the amount to be contributed per month to the Health Service System Fund by the City and County of San Francisco, the San Francisco Unified School District, and the San Francisco Community College District, with respect to each of their members of said System, effective July 1, 1997, and continuing for the full fiscal year; and be it

FURTHER RESOLVED that the amount to be assumed by the City effective July 1, 1998, will be subject to resurvey prior to the second Monday of January, 1998.

APPROVED:

SIDNEY E. FOSTER, M.D.

President, Health Service Board

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 10, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Teng Yee

Absent: Supervisor Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 78-97-1

FEB 21 1997

Date Approved

Mayor

DOCUMENTS DEPT.

MAR 17 1997

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FILE NO. 161-97-1 RESOLUTION NO. 145-97

(Project Area Committee)

CONFIRMING THE ELECTION OF MEMBERS TO THE PROJECT AREA COMMITTEE FOR THE SOUTH BAYSHORE/HUNTERS POINT REDEVELOPMENT PROJECT AREA.

WHEREAS, Pursuant to the California Community Redevelopment Law (Health and Safety Code Section 33000 et seq.), the Redevelopment Agency of the City and County of San Francisco (the "Agency") is preparing a proposed Redevelopment Plan (the "Redevelopment Plan") for the South Bayshore/Hunters Point Redevelopment Project (the "Project"); and,

WHEREAS, Section 33385(a) of the Community Redevelopment Law requires that the legislative body, under certain circumstances, call upon the residents and existing community organizations in a redevelopment project area to form a project area committee; and,

WHEREAS, By Resolution No. 1075-96 adopted on November 27, 1996, the Board of Supervisors of the City and County of San Francisco (the "Board") determined that a project area committee shall be formed for the Project and approved and adopted "Articles of Formation of a Project Area Committee for the South Bayshore/Hunters Point Redevelopment Project" (the "PAC Formation Procedures"); and

WHEREAS, By Resolution No. 1087-96, adopted on November 27, 1996, following a duly noticed public hearing, the Board approved and adopted "Procedures for the Election of Members to Redevelopment Project Area Committees in the City and County of San Francisco" (the "PAC Election Procedures"); and

WHEREAS, Pursuant to the PAC Formation Procedures and the PAC Election Procedures, on January 16, 1997, the Agency held an election of Residential Owner-Occupant, Residential Tenant, Business Owner and existing Community Organization members to the Project Area Committee for the Project; and,

WHEREAS, The Agency has reported the results of the Project Area Committee election to the Board; now, therefore, be it

RESOLVED THAT, The Board of Supervisors hereby determines that the persons and entities identified on "The South Bayshore/Hunters Point Project Advisory Committee Membership List" on file with the Clerk of the Board of Supervisors in File No. 161-97-1 have been elected to serve as members of the Project Area Committee for the South Bayshore/Hunters Point Redevelopment Project; and be it

FURTHER RESOLVED ,That prior to the first meeting of the Project Area Committee, each of the elected existing Community Organizations shall designate one person to serve as the representative PAC member for that organization in accordance with the PAC Formation Procedures; and be it

FURTHER RESOLVED, That the Board of Supervisors finds that the PAC Election Procedures were followed for the election of members of the Project Area Committee for the Project.

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Adopted - Board of Supervisors, San Francisco February 10, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Teng Yee

Absent: Supervisor Yaki

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
161-97-1

FEB 21 1997
Date Approved

Mayor

FILE NO. 187-97-1 RESOLUTION NO. 146-97

[Trial Court Funding]

ELECTING TO BECOME SUBJECT TO THE PROVISIONS OF THE STATE TRIAL COURT FUNDING PROGRAM FOR THE PERIOD OF JULY 1, 1997 THROUGH JUNE 30, 1998

WHEREAS, The passage of SB 612, Chapter 945 Statutes of 1988, known as the Brown-Presley Trial Court funding Act ("the Act"), allows a county that has chosen to participate in the State trial court funding program to receive from the state quarterly payments based on sums specified pursuant to Government Code Section 77200; and

WHEREAS, The Brown-Presley Trial Court Funding Act established a program of partial State funding of trial courts as specified in the Act provided that sufficient monies have been appropriated in the State Budget Act for the fiscal year to fund adequately the program known as the Trial Court funding Program; and

WHEREAS, the decision of the City and County of San Francisco to opt into the program pursuant to the act will result in the City and County agreeing to perform all duties and provide services required by the Act and all other provisions of applicable law; and

WHEREAS, Section 77300 of the Government Code provides that an option county shall notify the State of its decision to opt into the trial court funding program for the 1997-1998 fiscal year; and

WHEREAS, By Resolutions No. 133-89, 830-89, 137-91, 123-92, 99-93, 169-94, 224-95 and 124-96 the Board of Supervisors requested State trial court funding for fiscal years 1989-1997; now, therefore, be it

RESOLVED, That a majority of the Board of Supervisors of the City and County of San Francisco hereby requests continued State trial court funding pursuant to Government Code Section 77301 for fiscal year 1997-98; and, be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco agree to be bound by the provisions of the State trial court funding program in consideration for state funding of trial courts.

Barbara Kaufman

Barbara Kaufman, President
Board of Supervisors of the
City and County of San Francisco

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Adopted - Board of Supervisors, San Francisco February 10, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Teng Yee

Absent: Supervisor Yaki

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
187-97-1

FEB 21 1997
Date Approved

Mayor

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FILE NO. 92-96-52 RESOLUTION NO. 147-97

[Appointment]
APPOINTING MEMBER TO THE DELINQUENCY PREVENTION COMMISSION.

RESOLVED, That the Board of Supervisors does hereby appoint the following designated person to serve as a member of the Delinquency Prevention Commission, pursuant to the provisions of San Francisco Administrative Code Section 20.51, for the term specified:

James L. Howard (Seat 21806), vice Belinda Fobbs-Johnson, resigned, for unexpired portion of four-year term ending December 31, 1998.

RULES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 18, 1997

Ayes: Supervisors Ammiano Bierman Katz Kaufman Leal Newsom Yaki Yee

Absent: Supervisors Brown Medina Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 92-96-52

FEB 27 1997
Date Approved

Mayor

DOCUMENTS DEPT.

MAR 26 1997

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FILE NO. 92-96-58.2 RESOLUTION NO. 148-97

[Appointment]
APPOINTING MEMBER TO THE DELINQUENCY PREVENTION COMMISSION.

RESOLVED, That the Board of Supervisors does hereby appoint the following designated person to serve as a member of the Delinquency Prevention Commission, pursuant to the provisions of San Francisco Administrative Code Section 20.51, for the term specified:

Sharon Hoff (Seat 21816, nominee of Supervisor Bierman), vice herself, term expired December 31, 1996, for new four-year term ending December 31, 2000.

RULES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 18, 1997

Ayes: Supervisors Ammiano Bierman Katz Kaufman Leal Newsom Yaki Yee

Absent: Supervisors Brown Medina Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 92-96-58.2

FEB 27 1997
Date Approved

Mayor

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MAR 26 1997
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FILE NO. 92-96-61 RESOLUTION NO. 149-97

[Appointment]
APPOINTING ALTERNATE MEMBER TO ASSESSMENT APPEALS BOARD #1.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated person to serve as an alternate member of the Assessment Appeals Board #1, pursuant to the provisions of the Revenue and Taxation Code Section 1623 and San Francisco Administrative Code Sections 2B.12 through 2B.19.

Hayes Miles (Seat 21006 - Alternate Member/Hearing Officer, Board #1), vice Ermelinda Trevino, resigned, for unexpired portion of three-year term ending September 2, 1997.

RULES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 18, 1997

Ayes: Supervisors Ammiano Bierman Katz Kaufman Leal Newsom Yaki Yee

Absent: Supervisors Brown Medina Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 92-96-61

FEB 27 1997
Date Approved

Mayor

DOCUMENTS DEPT.
MAR 26 1997
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FILE NO. 92-96-68.1 RESOLUTION NO. 150-97

(Health Authority)

APPOINTING GOVERNING BODY MEMBERS OF THE SAN FRANCISCO HEALTH AUTHORITY

WHEREAS, The Board of Supervisors has established the San Francisco Health Authority as a separate legal entity for the purpose of providing health care services to Medi-Cal beneficiaries under a contract with the State Department of Health Services (San Francisco Administrative Code Sections 69.1 et seq.); and

WHEREAS, The authority to create the San Francisco Health Authority is set forth in State law (Welfare and Institutions Code Section 14087.36); and

WHEREAS, The Board of Supervisors made the initial appointments of the members of the governing body in 1995 (Resolution No. 113-95); and the term of office for certain governing body members is two years, which terms expire January 14, 1997; and

WHEREAS, the term of office for governing body members after the expiration of the initial two year term of office is three years; and

WHEREAS, the following two (2) nominees seek official Board of Supervisor appointments to the San Francisco Health Authority Governing Body; and

Proposed Governing Body Members	Membership Qualification
Mr. Jack Fries	Disproportionate Share Hospital (St. Luke's)
Mr. Anthony Wagner	Disproportionate Share Hospital (San Francisco Department of Public Health)

BOARD OF SUPERVISORS

WHEREAS, these two (2) nominees meet the requirements for San Francisco Health Authority governing body membership as specified in Section 14087.36(k) of the California Welfare and Institutions Code and have stated their willingness to serve, now, therefore, be it

RESOLVED, That the Board of Supervisors hereby appoints those individuals delineated herein under "Proposed Governing Body Members" to serve on the governing body of the San Francisco Health Authority

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco February 18, 1997

Ayes: Supervisors Ammiano Bierman Katz Kaufman Leal Newsom
Yaki Yee

Absent: Supervisors Brown Medina Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
92-96-68.1

FEB 27 1997
Date Approved

Mayor

FILE NO. 6-97-19 RESOLUTION NO. 151-97

[Commendation]

COMMENDING THE INTERNATIONAL FAIR AND THE U.S.-CHINA FRIENDSHIP CITY NETWORK FOR SPONSORING THE FIRST INTERNATIONAL FESTIVAL OF CHINESE CUISINE

WHEREAS, The International Fair and the US-China Friendship City Network are sponsoring the First San Francisco International Festival of Chinese Cuisine Competition; and

WHEREAS, Eighty internationally renowned chefs from China will join the competition, which will include experts in Sichuanese, Northern Chinese, Shanghai, and Cantonese cuisine; and

WHEREAS, The competition will feature culinary exhibitions which will be of great interest to members and fans of the Chinese culinary scene; and

WHEREAS, The competition will further the cultural exchange between San Francisco and China; therefore be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco extends its highest commendation to the International Fair and the US-China Friendship City Network, and welcomes the Chinese chefs to San Francisco.

SUPERVISORS YEE, TENG, BIERMAN, KATZ, LEAL

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 18, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Newsom Yaki Yee

Absent: Supervisors Medina Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 6-97-19

FEB 27 1997
Date Approved

Mayor

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MAR 26 1997

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FILE NO. 6-97-20 RESOLUTION NO. 152-97

[Commending William Hong Chin]

COMMENDING MR. WILLIAM (BILL) HONG CHIN FOR HIS LIFE LONG CONTRIBUTIONS AND EXTENDING CONDOLENCES TO HIS FAMILY: HIS WIFE ANNA CHIN, AND CHILDREN CURTIS CHIN AND KELLY ANN CHIN AND DECLARING FEBRUARY 12, 1997 AS "WILLIAM CHIN DAY" OTHERWISE KNOWN AS "BILL CHIN DAY."

WHEREAS, On February 12, 1997 the City College of San Francisco will pay a special tribute to the late Mr. William (Bill) Hong Chin, EOPS Director; and

WHEREAS, Mr. William Chin was employed at City College of San Francisco for twenty-two years and was a full-time director for the Extended Opportunity Programs and Services (EOPS) department for twenty years; and

WHEREAS, Mr. William Chin has been instrumental in the development of the African American Achievement Program, the Disabled Student Program and Services, the Peer-Advising Program, the EOPS Book Service Program, the Special Matriculation Transfer Project and other special projects for high risk ex-offenders; and

WHEREAS, Mr. William Chin was instrumental in developing employment access and training programs for graduate students of color; and

WHEREAS, Mr. William Chin had demonstrated his unwavering commitment to the community through many years of volunteer work with disadvantaged youth in Chinatown, Japantown, Bayview/Hunters Point, and Western Addition; therefore be it

[Supervisors Teng, Katz], Bierman, Leal

BOARD OF SUPERVISORS

RESOLVED, That the City and County of San Francisco hereby commends Mr. William (Bill) Hong Chin for his life long contributions; and be it

FURTHER RESOLVED, That the City and County of San Francisco extending condolences to the family of Mr. William Chin: his wife Mrs. Anna Chin and his children Curtis Chin and Kelly Ann Chin; and be it

FURTHER RESOLVED, That the City and County of San Francisco hereby declares February 12, 1997 as "William Chin Day" otherwise known as "Bill Chin Day."

[Supervisors Teng, Katz]

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco February 18, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Newsom Yaki Yee

Absent: Supervisors Medina Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John Taylor
Clerk

File No.
6-97-20

FEB 27 1997
Date Approved

Mayor

RO#96213

[SETTLEMENT OF CLAIM]

APPROVING THE SETTLEMENT OF THE UNLITIGATED CLAIM OF LINDA ROGERS IN THE SUM OF $6,000.00.

WHEREAS, Linda Rogers has filed a claim against the City & County of San Francisco for personal injury;

WHEREAS, The Police Department of the City & County of San Francisco has recommended settlement of said claim by payment of $6,000.00;

WHEREAS, the City Attorney has approved the settlement, now therefore, be it

RESOLVED, That pursuant to Section 10.22 of the San Francisco Administrative Code, settlement and compromise of said claim by payment of $6,000.00 is hereby approved.

APPROVED AS TO FORM
AND RECOMMENDED

LOUISE H. RENNE
City Attorney

PATRICK MAHONEY
Chief Trial Attorney

RECOMMENDED:

San Francisco Police Department

FRED LAU, Chief

FUNDS AVAILABLE:

EDWARD M. HARRINGTON
Controller

APPROVED:

POLICE COMMISSION

Secretary

1G-AGF-AAA 38-00-00

385036 05311 $6,000.00

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 18, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Newsom Yaki Yee

Absent: Supervisors Medina Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
48-97-9

FEB 27 1997
Date Approved

Mayor

DOCUMENTS DEPT.

MAR 26 1997

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FILE NO. 48-97-10

RESOLUTION NO. 154-97

RO#96212

[SETTLEMENT OF CLAIM]

APPROVING THE SETTLEMENT OF THE UNLITIGATED CLAIM OF LIBERTY MUTUAL GROUP IN THE SUM OF $7,417.02

WHEREAS, Liberty Mutual Group filed a claim against the City & County of San Francisco for Property Damage;

WHEREAS, The Police Department of the City & County of San Francisco has recommended settlement of said claim by payment of $7,417.02;

WHEREAS, the City Attorney has approved the settlement, now therefore, be it

RESOLVED, That pursuant to Section 10.22 of the San Francisco Administrative Code, settlement and compromise of said claim by payment of $7,417.02 is hereby approved.

APPROVED AS TO FORM
AND RECOMMENDED

LOUISE H. RENNE
City Attorney

PATRICK MAHONEY
Chief Trial Attorney

RECOMMENDED:

San Francisco Police Department

FRED LAU, Chief

FUNDS AVAILABLE:

EDWARD M. HARRINGTON
Controller

1G-AGF-AAA 38-00-00
385036 05311 $7,417.02

APPROVED:

POLICE COMMISSION

Secretary

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 18, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Newsom Yaki Yee

Absent: Supervisors Medina Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
48-97-10

FEB 27 1997
Date Approved

Mayor

DOCUMENTS DEPT.

MAR 26 1997

SAN FRANCISCO

FILE NO. 48-97-11 RESOLUTION NO. 155-97

RO#96214

[Settlement Of Claim]

APPROVING THE SETTLEMENT OF UNLITIGATED CLAIM OF THARIO ITHFAN FOR $5,545.03.

WHEREAS, Thario Ithfan has filed a claim against the City and County of San Francisco for property damage;

WHEREAS, The Police Department of the City and County of San Francisco has recommended settlement of said claim by payment of $5,545.03;

WHEREAS, The City Attorney has approved the settlement; now, therefore, be it

RESOLVED, That pursuant to Section 10.22 of the San Francisco Administrative Code, settlement and compromise of said claim by payment of $5,545.03 is hereby approved.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

PATRICK J. MAHONEY
Chief Trial Deputy

RECOMMENDED:

San Francisco Police Department

FRED LAU
Chief

FUNDS AVAILABLE:

EDWARD J. HARRINGTON
Controller

APPROVED:

LT. MANUEL BARRETTA
Police Commission

1G-AGF-AAA 38-00-00
385036 05311 $5,545.03

GOVERNMENT EFFICIENCY AND LABOR COMMITTEE
BOARD OF SUPERVISORS

12/19/96

n:\claims\ebullard\ithfan.dot

Adopted - Board of Supervisors, San Francisco February 18, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Newsom Yaki Yee

Absent: Supervisors Medina Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 48-97-11

FEB 27 1997
Date Approved

Mayor

DOCUMENTS DEPT.
MAR 26 1997
SAN FRANCISCO

FILE NO. 48-97-12

RESOLUTION NO. 156-97

RO#96216

[SETTLEMENT OF CLAIM]

APPROVING THE SETTLEMENT OF THE UNLITIGATED CLAIM OF FEDERAL INSURANCE CO. IN THE SUM OF $8,240.99.

WHEREAS, Federal Insurance Co. filed a claim against the City & County of San Francisco for Property Damage;

WHEREAS, The Police Department of the City & County of San Francisco has recommended settlement of said claim by payment of $8,240.99;

WHEREAS, the City Attorney has approved the settlement, now therefore, be it

RESOLVED, That pursuant to Section 10.22 of the San Francisco Administrative Code, settlement and compromise of said claim by payment of $8,240.99 is hereby approved.

APPROVED AS TO FORM
AND RECOMMENDED

LOUISE H. RENNE
City Attorney

PATRICK MAHONEY
Chief Trial Attorney

RECOMMENDED:

San Francisco Police Department

FRED LAO, Chief

FUNDS AVAILABLE:

EDWARD M. HARRINGTON
Controller

1G-AGF-AAA 38-00-00
385036 05311 $8,240.99

APPROVED:

POLICE COMMISSION

Secretary

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 18, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Newsom Yaki Yee

Absent: Supervisors Medina Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
48-97-12

FEB 27 1997
Date Approved

Mayor

DOCUMENTS DEPT.
MAR 26 1997
SAN FRANCISCO

FILE NO. 84-97-1 RESOLUTION NO. 157-97

[Purchase Of Open Space]

FINDING THAT PURCHASE OF A PORTION OF ASSESSOR'S BLOCK 4991, LOTS 29, 31, 32, 33, 34, 38, AND 44 CONSISTING OF 15.884 ACRES ON BAYVIEW HILL FOR OPEN SPACE IS CATEGORICALLY EXEMPT FROM ENVIRONMENTAL REVIEW AND IN CONFORMITY WITH THE MASTER PLAN.

WHEREAS, On September 28, 1995, the Recreation and Park Commission and the City Planning Commission, meeting jointly, approved the recommendation of the General Manager of the Recreation and Park Department that the City acquire a portion of Assessor's Block 4991, Lots 29, 31, 32, 33, 34, 38, and 44 consisting of 15.884 acres on Bayview Hill for open space; and

WHEREAS, In Resolution No. 13963 approved on September 28, 1995, the City Planning Commission determined that acquisition of the property for open space is categorically exempt from the environmental review process under Classes 4(b), 8, and 25, as described in the Certificate of Determination of Exemption/Exclusion from Environmental Review pursuant to the California Environmental Quality Act; and

WHEREAS, In Resolution No. 13964 approved on September 28, 1995, the City Planning Commission found that acquisition of the property is in conformity with the Priority Policies of Section 101.1 of the Planning Code; now, therefore, be it

RESOLVED, That the Board has reviewed and concurs with the determination of the City Planning Commission that acquisition of the

///

property for open space is categorically exempt from environmental review; and, be it

FURTHER RESOLVED, That the Board has reviewed and concurs with the determination of the City Planning Commission that acquisition of the property is in conformity with the Priority Policies of Section 101.1 of the Planning Code.

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Adopted - Board of Supervisors, San Francisco February 18, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Newsom Yaki Yee

Absent: Supervisors Medina Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
84-97-1

FEB 27 1997
Date Approved

Mayor

FILE NO. 84-97-2 RESOLUTION NO. 158-97

AMENDMENT OF THE WHOLE
2/12/97

[Acquisition of Real Property]

AUTHORIZING THE DIRECTOR OF PROPERTY TO EXERCISE THE CITY'S RIGHTS UNDER AN OPTION AGREEMENT TO PURCHASE REAL PROPERTY LOCATED AT 349-365 SEVENTH STREET AND 45 CLEVELAND STREET AND THE ADDITIONAL PAYMENT OF $4,360,500 DOLLARS OF SAN FRANCISCO PARK AND OPEN SPACE FUNDS THEREFOR.

WHEREAS, Pursuant to Resolution No.1038-96, adopted on November 18, 1996, the City entered into an Option Agreement for the Purchase and Sale of Real Property (the "Option Agreement"), a copy of which is on file with the Clerk of the Board in File No. 84-96-3, with the Co-Trustees of the Trust of Josephine McCormick (collectively, "Optionor") for the Purchase of real property located adjacent to the Bessie Carmichael School and commonly known as 349-65 7th Street and 45 Cleveland Street (the "Property"); and,

WHEREAS, Pursuant to the Option Agreement, the City paid Optionor Four Hundred Eighty Four Thousand Five Hundred Dollars ($484,500) from the San Francisco Park and Open Space Fund for the exclusive right to purchase the Property pursuant to the terms and conditions of a purchase agreement attached as an exhibit to and incorporated by reference in the Option Agreement ("the Purchase Agreement") and,

WHEREAS, At a duly noticed hearing on January 23, 1997, pursuant to the California Environmental Quality Act (Cal. Pub. Res. Code Section 21000 et seq., hereinafter *CEQA*), the State CEQA Guidelines

(Cal. Admin. Code Tit. 14, Section 15000 et seq., hereinafter *Guidelines*), and Chapter 31 of the San Francisco Administrative Code (hereinafter *Chapter 31*), the City Planning and Redevelopment Commissions certified the Final Environmental Impact Report (FEIR) for the South of Market Redevelopment Plan Amendment, Case No. 94.670E; and,

WHEREAS, The FEIR is a Program EIR, as defined in § 15168 of the Guidelines, and has been completed in compliance with CEQA; and,

WHEREAS, The FEIR included consideration of the acquisition of the Property, including an examination of the significant environmental impacts this action may have; any mitigation measures that are needed to reduce or avoid such impacts; and the effect adoption of Alternative A to the Redevelopment Plan Amendment, the impacts of which were fully analyzed in the FEIR, would have on the acquisition of the Property; and,

WHEREAS, On January 23, 1997, the City Planning Commission adopted Resolution No. 14289, a copy of which is on file with the Clerk of the Board in File No. 172-97-1, wherein the Planning Commission found that the City's acquisition of the Property is in conformity with the Eight Priority Policies of City Planning Code Section 101.1; now, therefore, be it

RESOLVED, That the Board hereby adopts as its own and incorporates by reference as though fully set forth herein the findings set forth in the City Planning Commission's Resolution No. 14289, adopted January 23, 1997, that the City's acquisition

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SAN FRANCISCO

of the Property pursuant the Purchase Agreement is in conformity with the General Plan and is consistent with the Eight Priority Policies of Planning Code Section 101.1; and be it

FURTHER RESOLVED, That the Board has reviewed and considered the FEIR and any other documents that comprise the administrative record of the FEIR; and be it

FURTHER RESOLVED, That the Board hereby finds that the acquisition of Property described herein was adequately examined in the FEIR and there are no new effects caused or created by the acquisition of the Property; and be it

FURTHER RESOLVED, That the Board hereby finds that there are no mitigation measures that would be required for approval of the acquisition of the property; and be it

FURTHER RESOLVED, That the Board hereby finds that adoption of all or part of Alternative A, as described in the FEIR, would not cause the acquisition of the Property to result in adverse environmental impacts or corresponding mitigation measures not already documented in the FEIR; and be it

FURTHER RESOLVED, That the Board hereby finds that no new or additional environmental review is required as a condition of project approval; and be it

FURTHER RESOLVED, That the Board hereby adopts as its own and incorporates herein by reference the findings in City Planning Commission Resolution No. 14289 adopting the General

Plan Amendment such that the Amendment does not have a significant environmental impact; and be it

FURTHER RESOLVED, That the Board hereby finds that the acquisition of the Property as provided herein is necessary to facilitate the City's ultimate acquisition of the parcel adjacent to the Property currently used as the Bessie Carmichael School for park and open space purposes; and be it

FURTHER RESOLVED, That the Board hereby approves the Purchase Agreement and authorizes the Director of Property to immediately exercise the Option and execute and enter into the Purchase Agreement in substantially the form of such agreement presented to the Board in File No. 84-97-2 and to pay the Optionor Four Million Three Hundred Sixty Thousand Five Hundred Dollars ($4,360,500), in addition to the Four Hundred Eighty Four Thousand Five Hundred Dollars ($484,500) already held by Optionor pursuant to the Option Agreement, for a total payment of Four Million Eight Hundred Forty Five Thousand Dollars ($4,845,000) from the San Francisco Park and Open Space Fund pursuant to the Purchase Agreement; and be it

FURTHER RESOLVED, That the Board authorizes the Director of Property to enter into any additions, amendments or other modifications to the Purchase Agreement (including, without limitation, the attachment of exhibits) that the Director of Property determines are in the best interests of the City, do not increase the amount paid by the City for the Property and that do not otherwise materially increase the obligations or liabilities of the City, and

are necessary and advisable to effectuate the purpose and intent of this resolution; and be it

FURTHER RESOLVED, That all actions heretofore taken by the officers and agents of the City with regard to the Purchase Agreement are hereby approved, confirmed and ratified.

RECOMMENDED:

$4,360,500 Available
Appropriation No. REC375899
2S-OSP-APR Proj. CRP197

Director of Property

Controller

Adopted - Board of Supervisors, San Francisco February 18, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Newsom Yaki Yee

Absent: Supervisors Medina Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 84-97-2

FEB 27 1997

Date Approved

Mayor

DOCUMENTS DEPT.
MAR 26 1997
SAN FRANCISCO

FILE NO. 89-97-2 RESOLUTION NO. 159-97

(State Disability Insurance)

AUTHORIZING ENROLLMENT OF CLASSIFICATION(S) 9146 MANAGER, ELDERLY AND HANDICAPPED PROGRAMS IN THE STATE DISABILITY INSURANCE PROGRAM

WHEREAS, Unemployment Insurance Code Section 710.5 allows a public agency to elect to provide State Disability Insurance coverage to certain employees and

WHEREAS, the following classification(s) is eligible to be included in the State Disability Insurance Program;

9146 Manager, Elderly and Handicapped Programs

WHEREAS, A petition has been received by the Employee Relations Division from the majority of employees in this classification requesting inclusion in the SDI program; and

WHEREAS, The City and County of San Francisco is desirous of permitting the employee(s) in question to become enrolled in the SDI program at the employee's cost; now, therefore, be it

RESOLVED, That the Employee Relations Division is hereby directed to take the necessary actions to enroll the employee(s) in question in the SDI program.

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 18, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Newsom Yaki Yee

Absent: Supervisors Medina Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 89-97-2

FEB 27 1997
Date Approved

Mayor

DOCUMENTS DEPT.

MAR 26 1997

SAN FRANCISCO

[Exchange of Real Property]

AUTHORIZING THE DIRECTOR OF PROPERTY TO ENTER INTO AN AGREEMENT WITH THE SAN FRANCISCO UNIFIED SCHOOL DISTRICT FOR THE EXCHANGE OF REAL PROPERTY LOCATED AT 349-65 7TH STREET AND 45 CLEVELAND STREET FOR REAL PROPERTY LOCATED AT 55 SHERMAN STREET, WHICH IS CURRENTLY THE SITE OF THE BESSIE CARMICHAEL SCHOOL; THE PAYMENT OF EIGHT HUNDRED THOUSAND DOLLARS ($800,000) IN PARK AND OPEN SPACE FUNDS TO THE SAN FRANCISCO UNIFIED SCHOOL DISTRICT; AND THE LEASE BACK TO THE SCHOOL DISTRICT OF THE BESSIE CARMICHAEL SCHOOL SITE FOR A MAXIMUM PERIOD OF THREE YEARS.

WHEREAS, In connection with the Recreation and Park Department's and Planning Commission's joint adoption of a budget for the allocation of Park and Open Space Funds, as provided in Charter Section 16.107, and the Recreation and Park Department's General Manager's Report regarding the Park and Open Space Fund, dated April 25, 1996, the Recreation and Park Commission has approved the banking of funds through the San Francisco Park and Open Space Program for the purchase and development of park land in the south of market area consistent with the Exchange described herein; and,

WHEREAS, The Recreation and Park Department identified the current location of the Bessie Carmichael School at Block 3754, Lot 16, commonly known as 55 Sherman Street (the "Bessie Parcel"), owned and operated by the San Francisco Unified School District ("SFUSD"), as a preferred location for a park in the South of Market area; and

WHEREAS, The SFUSD identified real property located adjacent to the Bessie Parcel at Block 3754, Lots 62-64, commonly known as 349-365 7th Street and 45 Cleveland Street (the "McCormick Property"), as a preferred location for the construction of a new Bessie Carmichael School to replace the existing school; and,

WHEREAS, The City can realize a larger and more appropriate park site and the SFUSD can build a new Bessie Carmichael School without having to relocate students during the construction of that school if the City and the SFUSD enter into the property exchange and lease back transactions contemplated herein (the "Exchange"); and,

WHEREAS, In September 1996, a non-binding MOU between the City and the SFUSD was signed by the Mayor and the Superintendent of Schools describing generally the Exchange; and,

WHEREAS, Subject to the concurrent approval of this Board, the City will, for the purpose of facilitating the acquisition of the Bessie Parcel for park and open space purposes, acquire the McCormick Property for Five Million One Hundred Fifty Thousand Dollars ($5,150,000), less a credit for Three Hundred Five Thousand Dollars ($305,000) for certain hazardous materials remediation, for a total payment of Four Million Eight Hundred Forty Five Thousand Dollars ($4,845,000), which the Director of Property has determined is the fair market value of the McCormick Property, with funds from the San Francisco Park and Open Space Fund; and,

WHEREAS, The Director of Property has determined that the fair market value of the Bessie Parcel is Five Million Nine Hundred Fifty

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Thousand Dollars ($5,950,000), which is One Million and One Hundred Five Thousand Dollars ($1,105,000) more than the McCormick Property; and,

WHEREAS, the SFUSD has estimated that construction of the new Bessie Carmichael School will take approximately three years; and,

WHEREAS, the Director of Property has determined that the fair market rental value of the Bessie Parcel for three years is approximately equal to Three Hundred and Five Thousand Dollars ($305,000); and,

WHEREAS, pursuant to the Exchange, the City will pay the SFUSD Eight Hundred Thousand Dollars ($800,000), which, when combined with the fair rental value for three years occupancy of the Bessie Parcel described above, equals the difference in value between the Bessie Parcel and the McCormick Property; and,

WHEREAS, At a duly noticed hearing on January 23, 1997, pursuant to the California Environmental Quality Act (Cal. Pub. Res. Code Section 21000 et seq., hereinafter *CEQA*), the State CEQA Guidelines (Cal. Admin. Code Tit. 14, Section 15000 et seq., hereinafter *Guidelines*), and Chapter 31 of the San Francisco Administrative Code (hereinafter *Chapter 31*), the City Planning and Redevelopment Commissions certified the Final Environmental Impact Report (FEIR) for the South of Market Redevelopment Plan Amendment, Case No. 94.670E; and,

WHEREAS, The FEIR is a Program EIR, as defined in § 15168 of the Guidelines, and has been completed in compliance with CEQA; and,

WHEREAS, The FEIR included consideration of the Exchange, including an examination of the significant environmental impacts this action may have; any mitigation measures that are needed to reduce or avoid such impacts; and, the effect adoption of Alternative A to the Redevelopment Plan Amendment, the impacts of which were fully analyzed in the FEIR, would have on the Exchange; and,

WHEREAS, On January 23, 1997, the City Planning Commission adopted Resolution No. 14289, a copy of which is on file with the Clerk of the Board in File No. 172-97-1, wherein the Planning Commission found that the Exchange is in conformity with the Eight Priority Policies of City Planning Code Section 101.1; Now, therefore, be it

RESOLVED, That the Board hereby adopts as its own, and incorporates by reference as though fully set forth herein, the findings set forth in the City Planning Commission's Resolution No. 14289, adopted January 23, 1997, that the Exchange is in conformity with the General Plan and is consistent with the Eight Priority Policies of Planning Code Section 101.1; and be it

FURTHER RESOLVED, That the Board has reviewed and considered the FEIR and any other documents that comprise the administrative record of the FEIR; and be it

FURTHER RESOLVED, That the Board hereby finds that the Exchange was adequately examined in the FEIR and there are no new effects caused or created by the Exchange; and be it

FURTHER RESOLVED, That the Board hereby finds that there are no mitigation measures that would be required for approval of the Exchange; and be it

FURTHER RESOLVED, That the Board hereby finds that adoption of all or part of Alternative A, as described in the FEIR, would not cause the Exchange to result in adverse environmental impacts or corresponding mitigation measures not already documented in the FEIR; and be it

FURTHER RESOLVED, That the Board hereby finds that no new or additional environmental review is required as a condition of project approval; and be it

FURTHER RESOLVED, That the Board hereby adopts as its own and incorporates herein by reference the findings in City Planning Commission Resolution No. 14289 adopting the General Plan Amendment such that the Amendment does not have a significant environmental impact; and be it

FURTHER RESOLVED, That the Board hereby authorizes the Director of Property to enter into an agreement to consummate the Exchange as described herein (the "Swap Agreement"), in a form to be approved by the City Attorney, and to pay the SFUSD up to Eight Hundred Thousand Dollars ($800,000) from the San Francisco Park and Open Space Fund pursuant to the Swap Agreement; and be it

FURTHER RESOLVED, That the Board hereby authorizes the Director of Property to enter into a lease of the Bessie Parcel to the SFUSD for a period of two years, with a one-year option to extend for a

total period of three years (the "Lease"), in a form to be approved by the City Attorney, the consideration for which Lease is a rent credit in the amount of Three Hundred Five Thousand Dollars ($305,000) (the approximate difference in value between the Bessie Parcel, on the one hand, and the McCormick Property and Eight hundred Thousand Dollars ($800,000), on the other); and be it

FURTHER RESOLVED, That the public interest or necessity demands or will not be inconvenienced by the lease of the Bessie Parcel directly to the SFUSD without competitive bidding, and that competitive bidding would be impractical or impossible in this instance; and be it

FURTHER RESOLVED, That the Lease will provide that the SFUSD may exercise its option to extend the term of the Lease for a third-year only if, by the end of the second year of the Lease, the SFUSD is in compliance with the provisions of Sections 12(B) and (C) of the Administrative Code that prohibit discrimination in the provisions of benefits between employees with registered domestic partners and employees with spouses; and be it

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FURTHER RESOLVED, That all actions heretofore taken by the officers and agents of the City with regard to the Exchange are hereby approved, confirmed and ratified.

RECOMMENDED:

$800,000 Available
Appropriation No. REC375899
2S-OSP-APR Proj. CRP 197

See File for signature
Director of Property

See File for signature
Controller

Adopted - Board of Supervisors, San Francisco February 18, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Newsom Yaki Yee

Absent: Supervisors Medina Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
172-97-1

FEB 27 1997
Date Approved

Mayor

[Treasure Island Cooperative Agreement]

APPROVING AND AUTHORIZING THE CITY TO ENTER INTO A COOPERATIVE AGREEMENT WITH THE NAVY WHEREBY THE CITY'S PUBLIC UTILITIES COMMISSION WILL ASSUME CERTAIN RESPONSIBILITIES REGARDING THE OPERATION AND MAINTENANCE OF UTILITIES ON TREASURE ISLAND PRIOR TO THE NAVY'S CLOSURE OF TREASURE ISLAND ON OCTOBER 1, 1997 AND THE NAVY WILL REIMBURSE THE CITY FOR THE COSTS THEREFOR.

WHEREAS, Naval Station Treasure Island is a military base located on Treasure Island and Yerba Buena Island (together, the "Base"), which is currently owned by the United States of America (the "Federal Government") and operated by the United States Navy (the "Navy"); and,

WHEREAS, Treasure Island was selected for closure and disposition by the Base Realignment and Closure Commission in 1993, acting under Public Law 101-510, and its subsequent amendments; and,

WHEREAS, The Federal Government plans to close the Base on or about October 1, 1997; and,

WHEREAS, The City and County of San Francisco is the Local Reuse Authority for the Base; and

WHEREAS, The Navy has requested that the City assume operation and maintenance responsibilities for the water, waste water, storm water, electric and gas utility systems (together, the "Utility Systems") prior to the Navy's closure of the Base on October 1, 1997; and,

WHEREAS, Since the City may eventually take title to the Base and the Utility Systems through an economic development conveyance or other conveyance from the Navy, the City has an interest in assuring the proper operation and maintenance of the Utility Systems; and,

WHEREAS, The Navy has agreed to reimburse the City for the costs of operating and maintaining the Utility Systems for the period from April 1, 1997 to September 30, 1997 (the "Interim Period"), pursuant to the terms and conditions of a Cooperative Agreement substantially in the form of the Cooperative Agreement filed with the Clerk of the Board in File No. 172-97-4 (the "Interim Cooperative Agreement"); and

WHEREAS, Prior to the Navy's closure of the Base on October 1, 1997, the Navy and the City will attempt to negotiate and enter into, subject to the approval of this Board, amendments to the Interim Cooperative Agreement regarding the City's assumption of certain additional responsibilities regarding the Base for the period from October 1, 1997 to October 1, 1999, including possibly, public safety, building and grounds maintenance and the continuing operation and maintenance of the Utility Systems, and the Navy's payment to the City for all or a portion of the additional costs thereof (as amended, the "Two Year Cooperative Agreement"); and,

WHEREAS, Pursuant to Public Utilities Commission Resolution No. 970001, the Public Utilities Commission requested the Mayor to

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recommend to this Board three supplemental appropriations in the total amount of $2,058,212 to fund the maintenance and operation of the Utility Systems for the Interim Period, which sums are to be repaid to the City pursuant to the Interim Cooperative Agreement; Now, therefore, be it

RESOLVED, That the Board hereby approves the Interim Cooperative Agreement and authorizes the Mayor to execute and enter into the Interim Cooperative Agreement on behalf of the City; and be it

FURTHER RESOLVED, That the Board authorizes the Mayor to enter into modifications to the Interim Cooperative Agreement (including, without limitation, the attachment of exhibits) that the Mayor determines are in the best interests of the City, do not materially increase the obligations or liabilities of the City, and are necessary and advisable to effectuate the purpose and intent of this resolution, provided, however, that the City may not enter into the Two year Cooperative Agreement without first obtaining the separate approval of this Board; and be it

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FURTHER RESOLVED, That all actions heretofore taken by the officers and agents of the City with regard to the Interim Cooperative Agreement are hereby approved, confirmed and ratified.

RECOMMENDED:

General Manager

Public Utilities Commission

Adopted - Board of Supervisors, San Francisco February 18, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Newsom Yaki Yee

Absent: Supervisors Medina Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
172-97-4

FEB 27 1997
Date Approved

Mayor

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FILE NO. 200-97-1 RESOLUTION NO. 162-97

URGING THE DEPARTMENT OF PUBLIC WORKS TO EXAMINE, AS PART OF THE PROGRAM TO CREATE A DEPARTMENT OF NEIGHBORHOOD SERVICES IN SAN FRANCISCO, THE FEASIBILITY OF DEVELOPING AND IMPLEMENTING ONE CENTRAL TELEPHONE NUMBER FOR RESIDENTS TO CALL TO ACCESS THE DEPARTMENT OF NEIGHBORHOOD SERVICES, INCLUDING PRODUCING A FEASIBILITY STUDY AND AN ESTIMATE OF COSTS.

WHEREAS, On November 13, 1996, the City and County of San Francisco implemented a pilot program for the creation of a Department of Neighborhood Services in San Francisco; and

WHEREAS, The pilot program began in four different City neighborhoods and, during 1997, will expand into other neighborhoods throughout the City; and

WHEREAS, The Department of Public Works has taken a major role in the creation and implementation of this program; and

WHEREAS, A critical element for the success of the Department of Neighborhood Services is the development of one central telephone number for residents to call to access this Department and, through it, all City services; and

SUPERVISORS Kaufman, Teng, Medina, Yee

BOARD OF SUPERVISORS

WHEREAS, This central telephone number will make it easier for San Francisco residents to access City services and to receive responses to their question, problems, complaints and requests for service; and

WHEREAS, The Department of Public Works has the experience and expertise to examine the feasibility of developing and implementing one central telephone number, including producing a feasibility study and an estimate of costs; now, therefore, be it

RESOLVED, That the Board of Supervisors urges the Department of Public Works to examine, as part of the program to create a Department of Neighborhood Services in San Francisco, the feasibility of developing and implementing one central telephone number for residents to call to access the Department of Neighborhood Services, including producing a feasibility study and an estimate of costs.

SUPERVISORS Kaufman, Teng, Medina, Yee

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco February 18, 1997

Ayes: Supervisors Ammiano Bierman Katz Kaufman Leal Newsom
Yaki Yee

Absent: Supervisors Brown Medina Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
200-97-1

FEB 27 1997
Date Approved

Mayor

FILE NO. 214-97-1 RESOLUTION NO. 163-97

(Grant-State Funding)

AUTHORIZING THE SAN FRANCISCO JUVENILE PROBATION DEPARTMENT TO RETROACTIVELY APPLY FOR AND TO ACCEPT AND EXPEND $41,760 IN GRANT FUNDS FROM THE STATE OF CALIFORNIA, DEPARTMENT OF THE YOUTH AUTHORITY, FOR THE IMPLEMENTATION OF A "YOUNG MEN AS FATHERS PROGRAM". waiving indirect costs.

WHEREAS, the San Francisco Juvenile Probation Department wants to institute a Young Men as Fathers Parenting/Mentoring Program providing classroom study, mentoring and special activities.

WHEREAS, the San Francisco Juvenile Probation Department has received approval from the Juvenile Probation Commission prior to the expenditure of any funds related to the "Young Men as Fathers Parenting/Mentoring Program.

WHEREAS, the State of California, Department of the Youth Authority, would like to support the costs associated with local efforts to implement a Young Men as Fathers Parenting/Mentoring Program and;

WHEREAS, the San Francisco Juvenile Probation Department would like to retroactively apply for and to accept and expend these funds for the implementation and delivery of a Young Men as Fathers Parenting/Mentoring Program at Log Cabin Ranch School and Pupil Services Academy High School, now, therefore, be it

RESOLVED, that the Board of Supervisors of the City and County of San Francisco hereby authorizes the Juvenile Probation Department to retroactively apply for and accept and expend $41,760 in funds from the State of California, Department of the Youth Authority for a Young Men as Fathers Parenting/Mentoring Program.

FURTHER RESOLVED, that the Board of Supervisors does hereby waive indirect costs as the are not allowed by the funding agency.

Approved by:

Rudy Smith
Interim Chief Probation Officer

Charles Breyer
President, Juvenile Probation Commission

OFFICE OF THE CONTROLLER

OFFICE OF THE MAYOR

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Adopted - Board of Supervisors, San Francisco February 24, 1997

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leal Medina
Newsom Teng Yaki Yee

Absent: Supervisor Katz

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
214-97-1

FEB 27 1997
Date Approved

Mayor

FILE NO. 271-97-1 RESOLUTION NO. 164-97

[ADOPTING FINAL ENVIRONMENTAL IMPACT REPORT]

FINDING AND DETERMINING THAT THE PROPOSED SOUTH OF MARKET REDEVELOPMENT PLAN AMENDMENT, FILE NO. 94.670E., WILL HAVE SIGNIFICANT IMPACTS ON THE ENVIRONMENT, AND ADOPTING AND INCORPORATING FINDINGS OF FINAL ENVIRONMENTAL IMPACT REPORT, PURSUANT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT.

WHEREAS, On, September 20, 1996, the Department of City Planning published a Draft Environmental Impact Report, 94.670E for the South of Market Redevelopment Plan Amendment; and

WHEREAS, On, January 23, 1997, the City Planning Commission and the San Francisco Redevelopment Agency certified the completion of a Final Environmental Report in City Planning Commission Motion No.14287; and

WHEREAS, On or about January 23, 1997, this Board of Supervisors received a copy of the Final EIR certified by the City Planning Commission; and

WHEREAS, This Board has conducted a public hearing on the matter of adoption of the Final EIR, prior to consideration of the specific actions pertaining to the area within the scope of the FEIR; now therefore be it

RESOLVED, That this Board of Supervisors has considered and reviewed the Final EIR and adopts said Final EIR; and be it

FURTHER RESOLVED, That this Board of Supervisors hereby finds and determines that the Proposed South of Market Redevelopment Plan Amendment will have significant effects on the environment; and be it

FURTHER RESOLVED, That this Board of Supervisors adopts and incorporates herein by reference thereto the findings of the Final EIR, 94.670E, a copy of which is on file with the Clerk of the Board of Supervisors.

RECOMMENDED:

CITY PLANNING COMMISSION

By _____
Gerald Green
Director of Planning

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Adopted - Board of Supervisors, San Francisco February 18, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Newsom Yaki Yee

Absent: Supervisors Medina Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
271-97-1

FEB 27 1997

Date Approved

Mayor

FILE NO. 271-97-1.1 RESOLUTION NO. 165-97

[Amendment to the San Francisco General Plan]

ADOPTING AMENDMENTS TO THE SAN FRANCISCO GENERAL PLAN IN ORDER TO DESIGNATE THE BESSIE CARMICHAEL SCHOOL SITE [LOT 16 IN ASSESSOR'S BLOCK 3754] AND SHERMAN WAY BETWEEN CLEVELAND AND HARRISON STREETS AS PROPOSED PUBLIC OPEN SPACE, AND FINDING THAT ACQUISITION OF PROPERTY LOCATED AT 349-365 7TH STREET AND 45 CLEVELAND STREET [LOTS 62-64 IN ASSESSOR'S BLOCK NO. 3754] BY THE CITY AND COUNTY OF SAN FRANCISCO, TRANSFER OF SAID PROPERTY TO THE SAN FRANCISCO UNIFIED SCHOOL DISTRICT FOR CREATION OF A PUBLIC SCHOOL AND TRANSFER OF THE BESSIE CARMICHAEL SCHOOL SITE FROM THE SAN FRANCISCO UNIFIED SCHOOL DISTRICT TO THE CITY AND COUNTY OF SAN FRANCISCO FOR CREATION OF A PUBLIC PARK IS CONSISTENT WITH THE GENERAL PLAN.

WHEREAS, Pursuant to the San Francisco Charter, Section 4.105, the Planning Commission shall recommend to the Board of Supervisors for approval or rejection amendments to the General Plan; and

WHEREAS, The City proposes to acquire property located at 349 - 365 7th Street and 45 Cleveland Street [AB 3754, lots 62-64] for construction of a public school in the South of Market area, and to create a public park on the Bessie Carmichael School site [AB 3754, lot 16] and adjacent Sherman Way between Cleveland and Harrison Streets; and

WHEREAS, The proposed public park site is located in the South of Market area which is designated as a "High Need Area" in Map 9, the "Neighborhood Recreation and Open Space Improvement Priority Plan." The General Plan designates such areas as deserving "...Highest Priority for New Parks and Recreation Improvements;" and,

WHEREAS, The proposed park site must be designated as "Proposed Public Open Space" in Map 4, the "Citywide Recreation and Open Space Plan" of the Recreation and Open Space Element of the General Plan before it is acquired; and

WHEREAS, The Planning Commission on January 23, 1997, held a duly noticed public hearing on the proposed General Plan Amendment [Case 96.654M] and the General Plan Referral [Case 96.605R], considered testimony related to the General Plan Amendment and General Plan Referral cases; and

WHEREAS, The Planning Commission adopted Resolution No. 14288 on January 23, 1997, a copy of which is on file with the Clerk of the Board in File No. 271-97-1.1, amending the Recreation and Open Space Element of the General Plan to designate the Bessie Carmichael School site [Lot 16 in Assessor's Block 3754] and Sherman Way between Cleveland and Harrison Streets as "Proposed Public Open Space" in Map 4, the "Citywide Recreation and Open Space Plan;" and

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WHEREAS, After adopting the Amendment to the General Plan, the Planning Commission found that the acquisition of 349-365 Seventh Street and 45 Cleveland Street [AB 3754, lots 62-64] by the City and County of San Francisco and transfer of said property to the San Francisco Unified School District for construction of a public school, and the transfer of the Bessie Carmichael School site [AB 3754, lot 16] from the San Francisco Unified School District to the City and County of San Francisco for creation of a public park to be in conformity with the General Plan by Planning Commission Resolution No. 14289 on January 23, 1997, a copy of which is on file with the Board in File No. 271-97-1.1; and

WHEREAS, On January 23, 1997, the Planning Commission certified the completion of a Final Environmental Impact Report (hereinafter "Final EIR"), CPC Case No. 94.670E for the proposed South of Market Redevelopment Plan Amendment in Motion No.14287, a copy of which is on file with the Clerk of the Board in File No. 271-97-1.1; and

WHEREAS, Said Final EIR describes and analyzes the impacts of the General Plan Amendment, and the General Plan Referral; and

WHEREAS, The Board of Supervisors has reviewed and considered the information contained in the Final EIR; now therefore be it

RESOLVED, That the Board of Supervisors hereby APPROVES the amendment to the General Plan as identified in Exhibit A.

Adopted - Board of Supervisors, San Francisco February 18, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Newsom Yaki Yee

Absent: Supervisors Medina Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
271-97-1.1

FEB 27 1997
Date Approved

Mayor

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FILE NO. 25-96-1 RESOLUTION NO. 166-97

(CONTRACTING FOR CITY SERVICES)

CONCURRING WITH THE CONTROLLER'S CERTIFICATION THAT JANITORIAL SERVICES FOR THE PORT OF SAN FRANCISCO CAN BE PRACTICALLY PERFORMED BY A PRIVATE CONTRACTOR AT LOWER COST THAN BY CITY AND COUNTY EMPLOYEES

WHEREAS, the electorate of the City and County of San Francisco passed Proposition J in November 1976, adding Section 8.300-1 to the Charter, Section 10.104(15) of 1996 Charter, allowing City Departments to contract with private companies for specific services which can be practically performed at a lower cost than similar work by City and County employees; and 9/20 mlr

WHEREAS, the San Francisco Port Commission has contracted for janitorial services since 1979 and wishes to continue contracting for services; and

WHEREAS, the Controller certified on August 2, 1995 that said services can be performed at a lower cost to the City and County by private contractor than by employees of the City and County; now, therefore, be it

RESOLVED, that this Board of Supervisors hereby concurs with the Controller's certification and authorizes the San Francisco Port Commission to continue its contract for janitorial services during fiscal year 1995/1996 and, be it

FURTHER RESOLVED, that the San Francisco Port Commission be authorized to contract for janitorial service at facilities operated by the Port of San Francisco.

Port of San Francisco

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 18, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Newsom Yaki Yee

Absent: Supervisors Medina Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No.
25-96-1

Date Approved

Mayor

March 3, 1997

I hereby certify that the foregoing resolution, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, became effective without his approval in accordance with the provision of said Section 3.103 of the Charter.

John Taylor
Clerk

File No.
25-96-1

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FILE NO. 200-97-4 RESOLUTION NO. 167-97

[Commemorative Plaque Designation -- BAMMIES Walk of Fame]

DESIGNATING THE PUBLIC RIGHT OF WAY FRONTING THE BILL GRAHAM CIVIC AUDITORIUM ALONG GROVE STREET AS ELIGIBLE FOR THE INSTALLATION AND MAINTENANCE OF COMMEMORATIVE PLAQUES, PURSUANT TO PUBLIC WORKS CODE SECTION 789.2(a), IN ORDER TO HONOR MUSICIANS AND OTHER INDIVIDUALS THAT HAVE CONTRIBUTED TO THE MUSICAL HERITAGE OF THE SAN FRANCISCO BAY AREA, IDENTIFYING THIS AREA AS THE "BAMMIES WALK OF FAME," MAKING FINDINGS OF CONFORMITY WITH THE GENERAL PLAN AND CONSISTENCY WITH THE EIGHT PRIORITY POLICIES OF PLANNING CODE SECTION 101.1, AND ACCEPTING THE GIFT OF INSTALLATION OF THE PLAQUES.

WHEREAS, The Bay Area Music Awards, the "BAMMIES", has proposed a commemorative walkway in front of the Bill Graham Civic Auditorium on Grove Street to provide an illustrative and educational experience that highlights the Bay Area's dynamic musical heritage; and,

WHEREAS, The proposed walkway will be identified as the "BAMMIES Walk of Fame" and will be located along and upon the sidewalk fronting the Bill Graham Civic Auditorium on Grove Street between Larkin and Polk Streets; and,

WHEREAS, The BAMMIES Walk of Fame will exemplify the spirit of BAM Magazine's 20th Annual Bay Area Music Awards celebration, which will be held on March 15, 1997, and will convey to the pedestrian the colorful and vibrant musical heritage and cultural diversity that are continuing attractions of contemporary San Francisco; and,

WHEREAS, There are multiple public benefits to be realized from designation of the BAMMIES Walk of Fame, including increased revenues

from tourism and recognition of the Bill Graham Civic Auditorium as a unique public facility for the enjoyment of music; and,

WHEREAS, To visually communicate the significance of the BAMMIES Walk of Fame, the BAMMIES propose to place permanent plaques at strategic points of view along the walkway; and,

WHEREAS, Public Works Code Sections 789 et seq., the Commemorative Street Plaque Ordinance, provide a procedure for the City to authorize the installation and placement of commemorative plaques; and,

WHEREAS, On March 12, 1997, as part of the 20th Anniversary of the Bay Area Music Awards, the BAMMIES propose to unveil three commemorative plaques along the BAMMIES Walk of Fame to acknowledge and celebrate the significant contributions of Jerry Garcia, Bill Graham, and Carlos Santana to the Bay Area's musical heritage; and,

WHEREAS, At future BAMMIES ceremonies, the BAMMIES propose to install up to 17 additional plaques honoring other Bay Area musicians and individuals who have contributed to the musical heritage of the Bay Area; and,

WHEREAS, The Civic Design Review Committee of the Art Commission has recommended placement and design of the commemorative plaques; and,

WHEREAS, The Department of City Planning and the Landmarks Preservation Advisory Board have approved the placement and design of the commemorative plaques and such agencies have found, respectively, that such plaques are in conformance with the General Plan of the

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City and County of San Francisco (letter dated February 21, 1997) and are appropriate for the Civic Center Historic District; and,

WHEREAS, The Department of Public Works has approved the placement and design of the commemorative plaques; and,

WHEREAS, The cost of installing and maintaining the plaques and associated sidewalk along the BAMMIES Walk of Fame will be borne by the BAMMIES; and,

WHEREAS, The maintenance of the commemorative plaques and the sidewalks within which they will be installed shall be the subject of a maintenance agreement to be approved by the Director of the Department of Public Works and the City Attorney's Office; and,

WHEREAS, The BAMMIES has offered to the City and County of San Francisco the installation of the commemorative plaques as a gift; and,

WHEREAS, With great appreciation, the City and County of San Francisco acknowledges the gift offered by the BAMMIES; now, therefore, be it

RESOLVED, That the Board of Supervisors, pursuant to Public Works Code Section 789.2(a), does hereby designate the public right of way existing in the area fronting the Bill Graham Civic Auditorium on Grove Street between Larkin and Polk Streets, to be eligible for the installation and maintenance of commemorative plaques that honor musicians and other individuals that have contributed to the musical heritage of the San Francisco Bay Area; and, be it

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FURTHER RESOLVED, That the area along and upon this public right of way is hereby identified as the "BAMMIES Walk of Fame;" and, be it

FURTHER RESOLVED, That the San Francisco Board of Supervisors adopts as its own and incorporates by reference herein as though fully set forth, the findings in the Department of City Planning's letter dated February 21, 1997, that the installation of the proposed commemorative plaques is in conformity with the General Plan and consistent with the Eight Priority Policies of Planning Code Section 101.1; and, be it

FURTHER RESOLVED, That the City and County gratefully accepts the gift offered by the BAMMIES to install the commemorative plaques along the BAMMIES Walk of Fame.

Adopted - Board of Supervisors, San Francisco March 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Newsom Teng Yee

Absent: Supervisor Yaki

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
200-97-4

MAR - 6 1997

Date Approved

Mayor

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MAR 28 1997

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FILE NO. 115-96-15.1 RESOLUTION NO. 168-97

[Zoning - Extension of Planning Commission Review Period]

EXTENDING THE PRESCRIBED TIME WITHIN WHICH THE PLANNING COMMISSION MAY RENDER ITS DECISION ON PROPOSED ORDINANCE TO AMEND THE PLANNING CODE WITH RESPECT TO THE SALE OF MOTOR VEHICLE FUEL CONCURRENT WITH ALCOHOLIC BEVERAGES.

WHEREAS, On December 23, 1996, the Board of Supervisors initiated the process to amend the Municipal Code, Part II, Chapter II (Planning Code), when the Honorable Sue Bierman introduced a proposed ordinance on the sale of motor vehicle fuel concurrent with alcoholic beverages, a copy of which is on file with the Clerk of the Board of Supervisors in File No. 115-96-15; and,

WHEREAS, On December 26, 1996, the proposed ordinance was referred to the Planning Commission, which currently is reviewing the proposed ordinance; and,

WHEREAS, The Zoning Administrator has requested additional time to review the proposed ordinance; and,

WHEREAS, The Board, in accordance with Planning Code Section 306.4(d) may, by resolution, extend the prescribed time within which the Planning Commission is to render its decision on proposed amendments to the Planning Code initiated by the Board of Supervisors; and,

WHEREAS, The Board deems it appropriate in this instance to grant to the Planning Commission an additional 90 days to review the proposed ordinance and render its decision; now, therefore, be it

RESOLVED, That by this resolution, the Board hereby extends the prescribed time within which the Planning Commission may render its decision on the proposed ordinance concerning the sale of motor vehicle fuel concurrent with alcoholic beverages, a copy of which is on file with the Clerk of the Board of Supervisors in File No. 115-96-15, for an additional 90 days.

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Adopted - Board of Supervisors, San Francisco February 24, 1997

Ayes: Supervisors Ammiano Bierman Brown Kaufman Medina Newsom
Teng Yaki Yee

Absent: Supervisor Katz Leal

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John Taylor
Clerk

File No.
115-96-15.1

MAR - 6 1997
Date Approved

Mayor

FILE NO. 214-96-3.1 RESOLUTION NO. 169-97

[Juvenile Crime Enforcement Grant Program]

AMENDING RESOLUTION NO. 1003-96 TO AUTHORIZE THE JUVENILE PROBATION DEPARTMENT TO APPLY FOR UP TO $3,150,000, INSTEAD OF 2,150,000, IN GRANTS FROM THE STATE BOARD OF CORRECTIONS UNDER THE JUVENILE ENFORCEMENT AND ACCOUNTABILITY CHALLENGE GRANT PROGRAM.

WHEREAS, Senate Bill 1760, Chapter 133, Statutes of 1996 establishes the Juvenile Crime Enforcement and Accountability Challenge Grant (JCEACG) Program under the authority of the State Board of Corrections; and,

WHEREAS, The JCEACG program directs the Board of Corrections to award a total of $50,000,000 in State grants on a competitive basis to counties that develop and implement comprehensive, multiagency plans that provide for a continuum of responses to juvenile crime and delinquency and demonstrate a collaborative and integrated approach for implementing a system of swift, certain, and graduated responses for at-risk youth and juvenile offenders; and,

WHEREAS, The Board of Corrections may award up to $45,700,000 statewide in competitive grants to be distributed over the next three years to counties for the implementation of local demonstration projects addressing juvenile crime and delinquency; and,

WHEREAS, The City and County of San Francisco, in adherence to Board of Corrections requirements, has appointed Interim Chief Probation Officer Rudy Smith as the chair of the San Francisco Juvenile Justice Coordinating Council, on file with the Clerk of the Board of Supervisors in File No. 214-96-3.1 ; and,

WHEREAS, The City and County of San Francisco, in adherence to Board of Corrections requirements, has authorized Interim Chief Probation Officer Rudy Smith, as chair of the San Francisco Juvenile Justice Coordinating Council, to sign the City and County of San Francisco's application for State JCEACG program funding as well as related contracts, amendments, or extensions with the State of California, on file with the Clerk of the Board of Supervisors in File No. 214-96-3.1 ; and,

WHEREAS, The City and County of San Francisco, in adherence to Board of Corrections requirements, has established the San Francisco Juvenile Justice Coordinating Council whose members include representatives from each of the following organizations: the District Attorney, the Police, the Public Defender, the Sheriff, the Board of Supervisors, the Department of Human Services, the Department of Public Health (including the Mental Health Division), the San Francisco Unified School District, and the Mayor, on file with the Clerk of the Board of Supervisors in File No. 214-96-3.1 ; and,

Supervisor Michael J. Yaki, Leal

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WHEREAS, The Board of Supervisors has previously authorized the Juvenile Probation Department to apply for grants in an amount not to exceed $2,150,000 from the State Board of Corrections under the JCEACG program; and,

WHEREAS, The City and County of San Francisco has previously applied for a JCEACG planning grant to assist in the development of a local action plan to provide a continuum of responses to juvenile crime and delinquency; now, therefore, be it

RESOLVED, That the City and County of San Francisco hereby amends Resolution No. 1003-96 to authorize the Juvenile Probation Department to apply for up to $3,150,000 in grants from the State Board of Corrections under the JCEACG program; and, be it

FURTHER RESOLVED, That the City and County of San Francisco intends to enter into an agreement with the State, relative to the expenditure of funds, and program implementation and evaluation should a grant award be forthcoming by not later than June 30, 1997; and, be it

FURTHER RESOLVED, That the City and County of San Francisco will adhere to the requirements of the Board of Corrections and all conditions specified in the grant contract with the State of California in the expenditure of State funds received pursuant to said application; and, be it

FURTHER RESOLVED, That the City and County of San Francisco will participate in the collection of research data, and participate in program evaluation activities associated with the grant award; and, be it

FURTHER RESOLVED, That the City and County of San Francisco will invoice the Board Corrections for all costs approved in the grant on a quarterly basis beginning October 1, 1997 and not later than October 15, 2000; and, be it

FURTHER RESOLVED, That a copy of this resolution be forwarded to his Honor, the Mayor, with a request that he transmit a copy to the Board of Corrections with an application for a demonstration project grant for the implementation of a local action plan to provide a continuum of responses to juvenile crime and delinquency.

WILLIE L. BROWN Jr.
Mayor

ED HARRINGTON
Controller

Adopted - Board of Supervisors, San Francisco February 24, 1997

Ayes: Supervisors Ammiano Bierman Brown Kaufman Medina Newsom
Teng Yaki Yee

Absent: Supervisor Katz Leal

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
214-96-3.1

MAR - 6 1997
Date Approved

Mayor

DOCUMENTS DEPT.

MAR 28 1997

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FILE NO. 214-96-4.1 RESOLUTION NO. 170-97

[Juvenile Justice Coordinating Council]

ESTABLISHING A MULTIAGENCY JUVENILE JUSTICE COORDINATING COUNCIL TO DEVELOP A LOCAL ACTION PLAN TO PROVIDE A CONTINUUM OF RESPONSES TO JUVENILE CRIME AND DELINQUENCY, RESCINDING RESOLUTION NO. 1004-96.

WHEREAS, Senate Bill 1760, Chapter 133, Statutes of 1996 establishes the Juvenile Crime Enforcement and Accountability Challenge Grant (JCEACG) Program under the authority of the State Board of Corrections; and,

WHEREAS, The JCEACG program directs the Board of Corrections to award a total of $50,000,000 in State grants on a competitive basis to counties that develop and implement a comprehensive, multiagency plan that provides for a continuum of responses to juvenile crime and delinquency and demonstrate a collaborative and integrated approach for implementing a system of swift, certain, and graduated responses for at-risk youth and juvenile offenders; and,

WHEREAS, The Board of Corrections may award up to a total of $2,000,000 statewide, in individual grants not exceeding $150,000, on a competitive basis to counties to assist in establishing a multiagency coordinating group or developing a local action plan to provide a continuum of responses to juvenile crime and delinquency; and,

Mayor Willie L. Brown, Jr.

BOARD OF SUPERVISORS

WHEREAS, To be eligible for JCEACG program grants, San Francisco must establish a multiagency juvenile justice coordinating council that shall develop and implement a continuum of county-based responses to juvenile crime, and that it must include: the Chief Probation Officer of the Juvenile Probation Department, and one representative each from the District Attorney, Police, Public Defender, Sheriff, Board of Supervisors, Department of Human Services (Social Services), Department of Public Health (Mental Health Division), a community-based drug and alcohol program, the San Francisco Unified School District, and an at-large community representative; now, therefore, be it

RESOLVED, That the City and County of San Francisco hereby appoints Interim Chief Probation Officer Rudy Smith as the Chair of the San Francisco Juvenile Justice Coordinating Council; and, be it

FURTHER RESOLVED, That the City and County of San Francisco hereby establishes the San Francisco Juvenile Justice Coordinating Council whose members shall include representatives from each of the following organizations: the District Attorney, the Police, the Public Defender, the Sheriff, the Board of Supervisors, the Department of Human Services, the Department of Public Health (representing mental health and community-based drug and alcohol programs), the San Francisco Unified School District, and the Mayor (as the at-large community representative); and, be it

FURTHER RESOLVED, That a copy of this resolution be forwarded to his Honor, the Mayor, with a request that he transmit a copy to the Board of Corrections with

BOARD OF SUPERVISORS

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an application for a planning grant for the development of a local action plan to provide a continuum of reaponses to juvenile crime and delinquency; and, be it

FURTHER RESOLVED, That Resolution No. 1004-96 is hereby rescinded.

Adopted - Board of Supervisors, San Francisco February 24, 1997

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leal Medina Newsom Teng Yaki Yee

Absent: Supervisor Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 214-96-4.1

MAR - 6 1997

Date Approved

Mayor

FILE NO. 4-97-6 RESOLUTION NO. 171-97

[Maria Monet Day]

MAKING FEBRUARY 26TH MARIA MONET DAY.

WHEREAS, Maria Monet has served the people of the City and County of San Francisco as a member of the Board of Trustees of the San Francisco Community College District since her election in 1992; and

WHEREAS, Maria Monet has distinguished herself as a businesswoman of remarkable skill and ha served as a role model and mentor for other women in business; and

WHEREAS, Maria Monet's strong leadership on issues that affect children and families has greatly benefited the San Francisco; and

WHEREAS, Maria Monet's tireless advocacy for programs that serve women, including those continuing their education, has resulted in greater opportunities for San Francisco residents; and

WHEREAS, Maria Monet has contributed significantly to the restoration of fiscal stability to City College of San Francisco; and

WHEREAS, Maria Monet has distinguished herself through her devotion and dedication to the well-being of all people ; now, therefore, be it

RESOLVED, That February 26, 1997, be declared "Maria Monet Day" in the City and County of San Francisco.

SUPERVISOR KATZ, Leal, Kaufman, Teng, Brown, Bierman.

BOARD OF SUPERVISORS

OC

Adopted - Board of Supervisors, San Francisco February 24, 1997

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leal Medina Newsom Teng Yaki Yee

Absent: Supervisor Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 4-97-6

MAR - 6 1997
Date Approved

Mayor

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FILE NO. 6-97-23 RESOLUTION NO. 172-97

[SAALSA Scholars Commendation]

COMMENDING THE LINK BETWEEN THE JAMES DENMAN MIDDLE SCHOOL AND THE UNIVERSITY OF SAN FRANCISCO AND THE RESULTING "SUPPORTING ACADEMIC ASPIRATIONS IN LATINO STUDENTS' ACHIEVEMENT" (SAALSA) PROGRAM

WHEREAS, The James Denman Middle School and the University of San Francisco collaborated to launch the Supporting Academic Aspirations in Latino Students' Achievement (SAALSA) program in the Fall of 1996; and,

WHEREAS, SAALSA provides tutoring and counseling to middle school students grades 6-8, resulting in increased standardized test scores and in setting the SAALSA scholars on a college-bound path; and,

WHEREAS, SAALSA succeeded to instill, in 30 participating students, an interest to pursue a higher education, therefore empowering students with a promising vision of their future; and,

WHEREAS, SAALSA's success will result in the formation of a brand new group of Scholars who shall be initiated into the program in the Fall of 1997; and,

WHEREAS, SAALSA succeeded to develop a keen sense of civic pride in the participating Scholars by introducing them to community events and the collegiate life; now, therefore, be it

RESOLVED, That the City and County of San Francisco Board of Supervisors commend the productive linking of higher education and the School District which resulted in the academic achievements of the SAALSA program; and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby proclaim Saturday, March 1, 1997 as **SAALSA DAY** in the City and County of San Francisco.

Supervisor José Medina

Supervisors Medina, Yaki, Teng, Leal, Bierman

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco February 24, 1997

Ayes: Supervisors Ammiano Bierman Brown Kaufman Medina Newsom
Teng Yaki Yee

Absent: Supervisor Katz Leal

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
6-97-23

MAR - 6 1997
Date Approved

Mayor

FILE NO. 13-97-4 RESOLUTION NO. 173-97

[Support of Martinez Bill]

DECLARING SUPPORT FOR THE REINTRODUCTION OF THE JOBS CREATION AND INFRASTRUCTURE RESTORATION ACT OF 1997 BY CONGRESSMAN MATTHEW MARTINEZ, IN RESPONSE TO THE EMERGENCY SITUATION CREATED BY THE ATTACK ON WELFARE AND UNEMPLOYMENT CRISIS.

WHEREAS, The new federal welfare law and Governor Pete Wilson's welfare proposals are creating an emergency crisis for the counties and cities of California; and

WHEREAS, Destroying welfare threatens millions of families, especially women and children, with mass hunger, homelessness and unemployment, putting undue financial pressure on already strapped county and city resources, and undermining our country's family values; and

WHEREAS, Especially hard hit are racial minorities, immigrants, seniors and the disabled; and

WHEREAS, The expansion of "Workfare" destroys minimum wage protections recently improved by the overwhelming will of California voters and undermines the jobs, wages and conditions of public and private sector employees, thus undercutting the welfare and standards of living of the whole community; and

WHEREAS, The federal government is responsible to guarantee the American people's well-being; and

WHEREAS, Everyone is entitled to a living wage job or a livable income and to an adequate safety net; and

WHEREAS, The funds for a jobs or income program can be secured through cuts in military spending; and

BOARD OF SUPERVISORS
Supervisors Ammiano, Teng, Bierman, Yaki

WHEREAS, Congressman Matthew Martinez' public works jobs bill is the emergency solution to the attack on welfare and the unemployment crisis because it provides prevailing wage jobs to welfare recipients, long term unemployed, downsizing victims, unemployed youth and veterans as well as unemployed building trades workers; and

WHEREAS, This bill would provide $250 billion for jobs to rebuild and restore schools, bridges, hospitals, highways, parks, libraries, child care centers, sewer systems and other public facilities $225 billion of which would be used for jobs to rebuild hard hit communities with the highest unemployment; and Therefore Be It

RESOLVED, That the Board of Supervisors of the City and County of San Francisco do hereby welcome the reintroduction of the Jobs Creation And Infrastructure Restoration Act Of 1997 by Congressman Matthew Martinez, in response to the emergency situation created by the attack on welfare and unemployment crisis; and Be It

FURTHER RESOLVED, That the Board of Supervisors request the United States Congress to immediately pass this bill.

Supervisor Tom Ammiano

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco February 24, 1997

Ayes: Supervisors Ammiano Bierman Brown Kaufman Medina Newsom
Teng Yaki Yee

Absent: Supervisor Katz Leal

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
13-97-4

MAR - 6 1997

Date Approved

Mayor

FILE NO. 27-97-1 RESOLUTION NO. 174-97

(Cooperative Agreement - Mitigation Measures - SFIA)

APPROVING THE BIOLOGICAL OPINION COOPERATIVE AGREEMENT BETWEEN THE AIRPORT, THE CALIFORNIA DEPARTMENT OF TRANSPORTATION, AND THE FEDERAL HIGHWAY ADMINISTRATION.

WHEREAS, The San Francisco International Airport has undertaken a $2.8 billion Master Plan Program to meet the Bay Area's aviation needs of the 21st Century, and

WHEREAS, As a part of this Program, a new Inbound/Outbound roadway system will be constructed, a project which may potentially impact endangered and threatened species, and

WHEREAS, The United States Fish and Wildlife Service has issued its Biological Opinion on the program which requires implementation of certain mitigation measures to protect endangered and threatened species, and

WHEREAS, This Biological Opinion requires San Francisco International Airport and the Federal Highway Administration to undertake these measures, and

WHEREAS, Implementation of the required mitigation measures are addressed in a Cooperative Agreement between the Airport and the California Department of Transportation and the Federal Highway Administration, and

WHEREAS, This Cooperative Agreement has been approved by the Airport Commission; now, therefore, be it

RESOLVED, That pursuant to Charter Section 9.118 this Board of Supervisors does hereby approve the Biological Opinion Cooperative Agreement between the Airport, Caltrans and the Federal Highway Administration specifying the terms and conditions under which the Airport will accept responsibility for the mitigation measures, a copy of which is on file with the clerk of the Board of Supervisors in File No. 27-97-1.

a:fyw wpd
January 2, 1997

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Adopted - Board of Supervisors, San Francisco February 24, 1997

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leal Medina
Newsom Teng Yaki Yee

Absent: Supervisor Katz

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John Taylor
Clerk

File No.
27-97-1

MAR - 6 1997
Date Approved

Mayor

FILE NO. 27-97-2 RESOLUTION NO. 175-97

(AIRPORT ADMINISTRATION)

APPROVING DECLARATION OF EMERGENCY, ELECTRICAL CONNECTION OF UNITED AIRLINES ELECTRICAL CO-GENERATION STATION TO THE AIRPORT'S STATION BA, SAN FRANCISCO INTERNATIONAL AIRPORT

WHEREAS, the Airport receives electrical power from Pacific Gas & Electric Company's (PG&E) electric tranmission network, and PG&E experienced a major electrical shutdown on August 10, 1996; and

WHEREAS, the Airport was without electrical power for an extended period, and the Airport, tenants and the airlines incurred huge losses while thousands of passengers were gravely inconvenienced; and

WHEREAS, United Airlines (UAL) has an electrical co-generation (Co-Gen) plant at their Maintenance and Operations Center, and the Co-Gen plant has sufficient capacity to supply their critical facilities and have spare capacity to feed the existing Airport terminal buildings; and

WHEREAS, The UAL Co-Gen connection could save the Airport from suffering future losses in a similar electrical outage; now, therefore, be it

RESOLVED, that in accordance with the provisions of Section 6.30 of the Administrative Code of the City and County of San Francisco, this Board of Supervisors hereby finds and declares that an emergency existed and approves the San Francisco International Airport's declaration of emergency for the electrical connection of Airport Station BA to UAL's Co-Gen plant; and the Controller's action in reserving $4,500,000.00 from the Airport's Capital funds.

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco February 24, 1997

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leal Medina Newsom Teng Yaki Yee

Absent: Supervisor Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 27-97-2

MAR - 6 1997
Date Approved

Mayor

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FILE NO. 64-97-1

RESOLUTION NO. 176-97

RO#96200

[Lease of Real Property]

AUTHORIZING A LEASE OF REAL PROPERTY AT 899 BRYANT STREET, SAN FRANCISCO, FOR THE DEPARTMENT OF PARKING AND TRAFFIC ENFORCEMENT DIVISION.

RESOLVED, In accordance with the recommendation of the Parking Commission, Director of Parking and Traffic, and the Director of Property that the Mayor and the Clerk of the Board of Supervisors, on behalf of the City and County of San Francisco, as Tenant, be and they are hereby authorized to execute a lease for the use of the Enforcement Division with HBJ Partners, LLC, as landlord, for premises at 889 and 899 Bryant Street, San Francisco, comprised of two contiguous buildings with a net rentable area of approximately 9,680 square feet, and approximately 3,200 square feet of adjacent paved parking,.

The lease shall commence on the date that Landlord satisfactorily completes the required leasehold improvements or City's Mayor and Board of Supervisors approve the lease, whichever occurs later, and shall end June 30, 2007.

It is understood that City shall occupy said premises for the entire lease term expiring June 30, 2007 unless funds for rental payments are not appropriated in any subsequent fiscal year, at which time City may terminate this lease with advance notice to Landlord.

The base rent shall be $13,560.00 per month on a full service basis, except that City will pay for separately metered electric service. The base rent of $13,560.00 shall remain unchanged through the ten year term excepting pass throughs for certain increases in operating expenses of the subject building over the base year, which shall be the initial twelve months of the term.

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(REAL ESTATE)

Landlord shall be solely responsible for improving the buildings to provide quality heating, ventilation and air-conditioning, to meet all seismic requirements, and to comply with current ADA standards. In addition, Lanldord will, at its sole cost and expense, complete all tenant improvement work required to modify the buildings for City's use of the premises.

City shall indemnify, defend and hold harmless ("Indemnify") Landlord and its Agents from and against any and all claims, costs and expenses, including, without limitation, reasonable attorneys' fees, (collectively, "Claims"), incurred as a result of (a) City's use of the Premises, (b) any default by City in the performance of any of its obligations under this Lease, or (c) any negligent acts or omissions of City or its Agents, in, on or about the Premises or the Property; provided, however, City shall not be obligated to Indemnify Landlord or its Agents to the extent any Claim arises out of the active negligence or willful misconduct of Landlord or its Agents. In any action or proceeding brought against Landlord or its Agents by reason of any Claim Indemnified by City hereunder, City may, at its sole option, elect to defend such Claim by attorneys in City's Office of the City Attorney, by other attorneys selected by City, or both. City shall have the right to control the defense and to determine the settlement or compromise of any action or proceeding, provided that Landlord shall have the right, but not the obligation, to participate in the defense of any such Claim at its sole cost. City's obligations under this Section shall survive the termination of the Lease.

Said Lease shall be subject to certification of funds by the Controller pursuant to Section 3.105 of the Charter.

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(REAL ESTATE)

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The City Attorney shall approve the form of the Lease and any related documents.

RECOMMENDED:

Available:
1G-AGF-AAA 305022 03011
$ 67,800.00

Director, Department of Parking and Traffic

Controller

Director of Property

(REAL ESTATE)

BOARD OF SUPERVISORS

ss:H:\451\4314343_RES.DOC

Adopted - Board of Supervisors, San Francisco February 24, 1997

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leal Medina Newsom Teng Yaki Yee

Absent: Supervisor Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 64-97-1

MAR - 6 1997

Date Approved

Mayor

FILE NO. 89-97-1 RESOLUTION NO. 177-97

(State Disability Insurance)

AUTHORIZING ENROLLMENT OF CLASSIFICATION(S) 1683 BUDGET AND FISCAL OPERATIONS MANAGER IN THE STATE DISABILITY INSURANCE PROGRAM

WHEREAS, Unemployment Insurance Code Section 710.5 allows a public agency to elect to provide State Disability Insurance coverage to certain employees and

WHEREAS, the following classification(s) is eligible to be included in the State Disability Insurance Program;

1683 Budget and Fiscal Operations Manager

WHEREAS, A petition has been received by the Employee Relations Division from the majority of employees in this classification requesting inclusion in the SDI program; and

WHEREAS, The City and County of San Francisco is desirous of permitting the employee(s) in question to become enrolled in the SDI program at the employee's cost; now, therefore, be it

RESOLVED, That the Employee Relations Division is hereby directed to take the necessary actions to enroll the employee(s) in question in the SDI program.

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 24, 1997

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leal Medina Newsom Teng Yaki Yee

Absent: Supervisor Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 89-97-1

MAR - 6 1997
Date Approved

Mayor

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As Amended in Board
2/24/97

FILE NO. 92-97-5 RESOLUTION NO. 178-97

URGING THE SENATE RULES COMMITTEE TO APPOINT SAN FRANCISCO SUPERVISOR ~~LESLIE KATZ~~ JOSE MEDINA AS THE NORTH COAST ELECTED REPRESENTATIVE TO THE CALIFORNIA COASTAL COMMISSION.

WHEREAS, Commissioner Gary Giacomini of Sonoma County is retiring from elected office; and

WHEREAS, the Coastal Act specifies that the Senate Rules Committee appoint an elected person from San Francisco, Marin, or Sonoma County; and

WHEREAS, San Francisco Supervisor ~~Leslie Katz~~ Jose Medina has demonstrated ~~her~~ his care and concern for the environment; now, therefore, be it

RESOLVED, that the Board of Supervisors of the City and County of San Francisco supports the appointment of Supervisor ~~Leslie Katz~~ Jose Medina as the elected representative to the California Coastal Commission and respectfully requests the Senate Rules Committee to appoint Supervisor ~~Leslie Katz~~ Jose Medina as a California Coastal Commissioner.

SUPERVISOR KAUFMAN

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 24, 1997

Ayes: Supervisors Ammiano Bierman Brown Kaufman Newsom Teng Yaki Yee

Excused: Supervisor Medina

Absent: Supervisor Katz Leal

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 92-97-5

MAR - 6 1997
Date Approved

Mayor

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FILE NO. 146-97-1 RESOLUTION NO. 179-97

(Award - Private)

AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH, TO APPLY RETROACTIVELY FOR THREE AWARDS IN A TOTAL AMOUNT OF UP TO $300,000, FROM THE FORD FOUNDATION AND THE JOHN F. KENNEDY SCHOOL OF GOVERNMENT AT HARVARD UNIVERSITY, INNOVATIONS IN AMERICAN GOVERNMENT PROGRAM, FOR THREE PROJECTS; WAIVING INDIRECT COSTS AND PROVIDING FOR RATIFICATION OF ACTION PREVIOUSLY TAKEN.

WHEREAS, These applications are for awards, not grants, and there is no provision by the funder for indirect costs ; now, therefore be it

RESOLVED, That the Department of Public Health is hereby authorized to apply retroactively for three awards in a total amount of up to $300,000, from the Ford Foundation and the John F. Kennedy School of Government at Harvard University's Innovations in American Government Program for three projects of the Department of Public Health for the residents of San Francisco; and, be it

FURTHER RESOLVED, That the Board of Supervisors does hereby waive indirect costs; and be it

FURTHER RESOLVED, That although the City has incurred no legal obligation, the Board of Supervisors does hereby ratify the action previously taken.

BOARD OF SUPERVISORS

RECOMMENDED:

Sandra R. Hernández, M.D.
Director of Health

Public Health

APPROVED:

Health Commission

Office of the Mayor

Public Health

BOARD OF SUPERVISORS

DOCUMENTS DEPT
MAR 28 1997

Adopted - Board of Supervisors, San Francisco February 24, 1997

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leal Medina
Newsom Teng Yaki Yee

Absent: Supervisor Katz

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
146-97-1

MAR - 6 1997

Date Approved

Mayor

FILE NO. 146-97-2 RESOLUTION NO. 180-97

[GRANT - STATE]

AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH, DIVISION OF MENTAL HEALTH AND SUBSTANCE ABUSE SERVICES TO APPLY FOR RETROACTIVELY AND ACCEPT AND EXPEND A GRANT UP TO $50,000 WHICH EXCLUDES INDIRECT COSTS, FROM THE STATE OF CALIFORNIA, DEPARTMENT OF ALCOHOL AND DRUG PROGRAMS TO PROVIDE MENTORING TO CHILDREN AND YOUTH WHO ARE AT GREATEST RISK FROM DRUG ABUSE, VIOLENCE, SCHOOL DROPOUT, TEEN PREGNANCY AND OTHER PROBLEMS; WAIVING FOR INDIRECT COSTS AND PROVIDING FOR RATIFICATION OF ACTION PREVIOUSLY TAKEN.

WHEREAS, No indirect costs are permitted on this grant and the administrative cost allocated at five percent is to be equally apportioned between the San Francisco Target Cities Project and Haight Ashbury Free Clinics, Inc., Target Cities' fiscal agent; now, therefore, be it

RESOLVED, That the Department of Public Health, Division of Mental Health and Substance Abuse Services is hereby authorized to apply for retroactively and accept and expend a grant up to the amount of $50,000 which excludes indirect costs from the State of California, Department of Alcohol and Drug Programs to provide mentoring to children and youth who are at greatest risk from drug abuse, violence, school dropout, teen pregnancy and other problems; and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby waives indirect costs; and be it

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BOARD OF SUPERVISORS

FURTHER RESOLVED, That although the City has incurred no legal obligation, the Board of Supervisors does hereby ratify the action previously taken.

RECOMMENDED:

Sandra R. Hernández, M.D.
Director of Public Health

APPROVED:

Health Commission

Office of the Mayor

Office of the Controller

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Adopted - Board of Supervisors, San Francisco February 24, 1997

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leal Medina
Newsom Teng Yaki Yee

Absent: Supervisor Katz

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
146-97-2

MAR - 6 1997
Date Approved

Mayor

As amended in committee
February 13, 1997.

FILE NO. 172-97-3 RESOLUTION NO. 181-97

(Contract)

AUTHORIZING THE DIRECTOR OF PUBLIC HEALTH AND THE PURCHASER TO EXECUTE A CONTRACT BETWEEN THE CITY AND COUNTY OF SAN FRANCISCO AND HHL FINANCIAL SERVICES, INC. TO PROVIDE UNCOMPENSATED CARE RECOVERY SERVICES; RETROACTIVE TO JANUARY 1, 1997.

WHEREAS, the Department of Public Health desires to capture revenue through an uncompensated care recovery contract with HHL Financial Services, Inc., and

WHEREAS, The revenue collected by said contract, would exceed one million dollars ($1,000,000); and

WHEREAS, Section 3.502 of the San Francisco Charter requires that such contract be approved by the Board of Supervisors; now therefore, be it

RESOLVED, that the Board of Supervisors hereby authorizes the Director of Public Health and the Purchaser, on behalf of the City and County of San Francisco, to execute a Contract with HHL Financial Services, Inc. to provide uncompensated care recovery services, retroactive to January 1, 1997.

RECOMMENDED:

Sandra R. Hernández, M.D.
Director of Health

APPROVED:

Health Commission

Public Health

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco February 24, 1997

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leal Medina Newsom Teng Yaki Yee

Absent: Supervisor Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 172-97-3

MAR - 6 1997
Date Approved

Mayor

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FILE NO. 152-97-1 RESOLUTION NO. 182-97

AUTHORIZES THE SHERIFF TO SIGN THE VICTIM NOTIFICATION IMPLEMENTATION PLAN AND AGREEMENT FOR STATE FUNDING, AS WELL AS RELATED CONTRACTS, AMENDMENTS, OR EXTENSIONS WITH THE STATE OF CALIFORNIA.

WHEREAS, The Board of Supervisors of each county is required to establish a notification procedure to provide information on the release of any person incarcerated at, or arrested and released on bail from, a county jail to those persons who have requested to be notified, per Section 4024.4 of the Penal Code; and,

WHEREAS, The Sheriff's Department has received authorization from the Board of Supervisors, per resolution number 45-97, to enter into an agreement with Interactive Systems, LLC to implement VINE, an automated victim notification system; and,

WHEREAS, $100,000 will be allocated by the State of California Board of Corrections to assist cities and counties in implementing victim notification programs, $33,333 of which will be allocated to an urban area; and,

WHEREAS, the Sheriff's Department has submitted a request for proposal to the Board of Corrections in hope of obtaining the available state funding in order to defray the start up costs of the system, and

WHEREAS, the Board of Corrections requires that the Board of Supervisors authorize the Sheriff to enter into an agreement for state funding, now, therefore be it

RESOLVED that the Board of Supervisors of the City and County of San Francisco hereby authorizes the Sheriff to sign the Victim Notification Implementation Plan and Agreement for State funding, as well as related contracts, amendments, or extensions with the State of California; and be it

BOARD OF SUPERVISORS Supervisors KAUFMAN, LEAL

FURTHER RESOLVED that the Board of Supervisors assures that the City and County of San Francisco will adhere to the requirements of the Board of Corrections and all conditions specified in the grant contract with the State of California in the expenditure of State funds received pursuant to said plan agreement; and, be it

FURTHER RESOLVED that the Board of Supervisors certifies that all monitoring evaluation reports and products will be developed and provided to the Board of Corrections as specified in the Implementation Plan required by laws relative to the Victim Notification Program; and, be it

FURTHER RESOLVED that the Board of Supervisors certifies that the City and County of San Francisco will specify a system or method by which ongoing costs are to be funded from non-state sources.

KAUFMAN

DOCUMENTS DEPT.
APR 02 1997
SAN FRANCISCO

Adopted - Board of Supervisors, San Francisco March 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Newsom Teng Yee

Absent: Supervisor Yaki

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
152-97-1

March 12, 1997
Date Approved

Mayor

FILE NO. 40-96-31 RESOLUTION NO. 183-97

[PARKING OF VEHICLES]

EXTENDING THE BOUNDARIES OF RESIDENTIAL PERMIT PARKING AREA "S" IN THE DUBOCE TRIANGLE AREA AND ADDING TO THE LIST OF STREETS UPON WHICH TIME LIMITATIONS SHALL APPLY.

WHEREAS, This Board of Supervisors by Resolution No. 93-88 established Residential Permit Parking Area "S"; and by Resolution Nos. 171-88, 425-88, 846-88, 9-89, 8-89, 244-89, 161-89, 690-89, 912-89, 300-90, 69-90, 761-90, 826-90, 544-91, 818-91, 497-92, 45-95, 209-95, 401-95, 400-95, 479-95, 478-95, 9-96, 245-96, 558-96 and 725-96 made revisions thereto; and

WHEREAS, Residential Permit Parking Area "S" was implemented on May 1, 1988; and

WHEREAS, Residents of more than 50 percent of the dwelling units of the area defined herein have petitioned to be included within Residential Permit Parking Area "S"; and

WHEREAS, A public hearing held on November 1, 1996, indicated that the majority of the residents favored said inclusion; now, therefore, be it

RESOLVED, That the boundaries of Residential Permit Parking Area "S" shall be revised so as to include the following area:

Page Street, between Buchanan and Laguna Streets, both sides, and including on Block 840: Lots 2, 3, 4, 5, 6, 8, 9 and 29; and on Block 851: Lots 1, 20, 19, 22, 21 and 15; and be it

FURTHER RESOLVED, That the period of the day during which time limitations shall apply be between 8 a.m. to 6 p.m.; and be it

FURTHER RESOLVED, That except as specifically provided herein, all the provisions of Resolutions No. 93-88, 171-88, 425-88, 846-88, 9-89, 8-89, 244-89, 161-89, 690-89, 912-89, 300-90, 69-90, 761-90, 826-90, 544-91, 818-91, 497-92, 45-95, 209-95, 401-95, 400-95, 479-95, 478-95, 9-96, 245-96 and 558-96 shall apply.

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cc

Adopted - Board of Supervisors, San Francisco March 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leal Medina
Newsom Teng Yaki Yee

Absent: Supervisor Katz

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
40-96-31

MAR 14 1997
Date Approved

Mayor

FILE NO. 51-96-4.1 RESOLUTION NO. 184-97

0896227

(REIMBURSEMENT TO EMPLOYEES)

AUTHORIZING REIMBURSEMENT FOR COST OF PERSONAL PROPERTY OF CITY AND COUNTY EMPLOYEES DAMAGED/STOLEN IN THE LINE OF DUTY.

RESOLVED, That the Controller be and he is hereby authorized and directed to draw a warrant in the name and for the amount specified in the list dated February 25, 1997, consisting of one claim in the amount of $251.00 which list is on file in the office of the Clerk of the Board of Supervisors in File No. 051-96-004, and is incorporated herein and made a part hereof in reimbursement for the cost of personal property of City and County employees damaged or stolen in the line of duty and without fault on the part of the employee.

Funds Available:

Edward Harrington
Controller

Employ Res	2S-PWF-OHF	DPWPYPWF0301	xxxxxx	06311	251.00
	TOTAL				$ 251.00

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco March 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 51-96-4.1

MAR 14 1997
Date Approved

Mayor

DOCUMENTS DEPT.
MAR 13 1997
SAN FRANCISCO

EMPLOYEE CLAIM (1)

File No 051-96-004.1

Claimant:	Christine Mikulice	Class:	7373 Sr Staff Engineer
Address:	345 Jimno Avenue	Department:	Public Works
City:	Pittsburgh, CA 94565	Date of Incident:	Spring, 1995

Claimed:	Department Recommended:	Controller Recommended:
$251.00	$251.00	$251.00

Incident:

Auto Vandalism. Employee's personal automobile vandalized

Item(s)	Amount
Replacement Tires	$251.00
Total	$251.00

CONTROLLER RECOMMENDATION:

Approve. Accept Department findings regarding incident.

FILE NO. 92-96-58 RESOLUTION NO. 185-97

[Appointment]
APPOINTING MEMBERS TO THE DELINQUENCY PREVENTION COMMISSION.

RESOLVED, That the Board of Supervisors does hereby appoint the following designated persons to serve as members of the Delinquency Prevention Commission, pursuant to the provisions of San Francisco Administrative Code Section 20.51, for the term specified:

Eric Quezada (Seat 21814 - nominee of Supervisor Medina), vice Arnold Laub, term expired December 31, 1996, for new four-year term ending December 31, 2000.

Joe Lee (Seat 21815 - nominee of Supervisor Teng), vice James Howard, term expired December 31, 1996, for new four-year term ending December 31, 2000.

RULES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco March 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 92-96-58

MAR 14 1997
Date Approved

Mayor

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(AMENDMENT OF THE WHOLE)
1/9/97

FILE NO. 111-96-4 RESOLUTION NO. 186-97

[Inner Sunset Alcoholic Beverage Special Use District]

IMPOSING INTERIM ZONING CONTROLS TO ESTABLISH THE INNER SUNSET ALCOHOLIC BEVERAGE SPECIAL USE DISTRICT AND PROHIBIT INTRODUCTION OF NEW ESTABLISHMENTS, OR ANY EXPANSION OF EXISTING ESTABLISHMENTS, SUBJECT TO SPECIFIED EXCEPTIONS, SELLING ALCOHOLIC BEVERAGES IN THIS SPECIAL USE DISTRICT GENERALLY BOUNDED BY LINCOLN WAY, SEVENTH AVENUE, JUDAH STREET AND ELEVENTH AVENUE, FOR AN EIGHTEEN (18) MONTH PERIOD AND MAKING DETERMINATION OF CONSISTENCY WITH THE PRIORITY POLICIES OF PLANNING CODE SECTION 101.1.

WHEREAS, The property in the area generally bounded by Lincoln Way, Seventh Avenue, Judah Street and Eleventh Avenue ("Inner Sunset neighborhood") has an unusually large number of establishments selling alcoholic beverages; and,

WHEREAS, The existence of this inordinate number of establishments contributes directly to numerous peace, health, safety and general welfare problems in and about the Inner Sunset neighborhood, including loitering, littering, threatening behavior, public drunkenness, defacement and damaging of structures, pedestrian and vehicle traffic obstructions, parking and noise problems on public streets and neighborhood lots, vandalism, graffiti, and other behavior detrimental to the neighborhood fabric; and,

WHEREAS, The existence of such problems creates serious impacts on the health, safety and welfare of residents of nearby

single and multiple-family areas, including fear for the safety of children, elderly residents and visitors to the area; and,

WHEREAS, Such problems also contribute to the deterioration of the Inner Sunset neighborhood, and concomitant devaluation of property and destruction of community values and quality of life; and,

WHEREAS, Such adverse impacts also discourage more desirable and needed commercial uses in the area; and,

WHEREAS, The proliferation of establishments selling alcoholic beverages in this area has had, and will continue to have, detrimental impacts on the area; and,

WHEREAS, The State of California regulates the sale of alcoholic beverages through the Alcoholic Beverage Control Act, codified in California Business and Professions Code Sections 23000 et seq. ("ABC Act"). The ABC Act, Business and Professions Code § 23790, specifies that "no retail license shall be issued for any premises which are located in any territory where the exercise of the rights and privileges conferred by the license is contrary to a valid zoning ordinance of any county or city"; and,

WHEREAS, Under existing law, the ABC Act does not preempt San Francisco from enacting valid zoning legislation intended to regulate the location of establishments selling alcoholic beverages in a manner that best protects the health, safety and welfare of the people of the City; and,

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WHEREAS, The procedure for consideration and imposition of interim zoning controls by the Board of Supervisors is set forth in Section 306.7 of the City Planning Code; and,

WHEREAS, Planning Code Section 306.7 requires the Board of Supervisors to consider the impact on the public health, safety, peace and general welfare if these interim controls are not imposed; and,

WHEREAS, The imposition of these interim zoning controls is necessary to preserve the status quo, if not to improve the status quo, pending a study and a determination by the Department of City Planning and the Board of Supervisors of the appropriate permanent controls for establishments selling alcoholic beverages in and about the Inner Sunset neighborhood; and,

WHEREAS, These controls are intended and designed to deal with and ameliorate the problems and conditions associated with establishments that sell alcoholic beverages in and about the Inner Sunset neighborhood by restricting the location of such establishments during the next eighteen (18) months; now, therefore, be it

RESOLVED, That by this resolution the Board of Supervisors hereby establishes the "Inner Sunset Alcoholic Beverage Special Use District"; and, be it

FURTHER RESOLVED, That for purposes of this interim control, "Inner Sunset Alcoholic Beverage Special Use District" shall mean the area generally bounded by Lincoln Way on the north, Seventh

Avenue on the east, Judah Street on the south, and Eleventh Avenue on the west, including the properties fronting on each side of these street boundaries. The Inner Sunset Alcoholic Beverage Special Use District shall encompass all of the following Assessor's block numbers: 1740, 1741, 1742, 1743, 1762, 1763, 1764, 1765; and shall encompass portions of the following Assessor's block numbers, as set forth herein: block 1739, lots 1, 2, 3, 4, 5, 6, 7, 8, 52, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, and 21; block 1744, lots 11, 13, 14, 15, 16, 26, 27, and 28; block 1755, lots 13, 14, 15, 16, 17, 18, 19, 20, 21, and 22; block 1761, lots 22, 23, 24, 25, 26, 27, 28, 29, 30, 33, 34, and 35; block 1766, lots 1, 1A, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 51 and 52; block 1843, lots 44, 45, 46, 47, 48 and 49; block 1844, lots 1, 43, 44, 45, 46, 47, and 48; block 1845, lots 1, 42, 43, 44, 51 and 52; and block 1846, lots 1, 43, 44, 45 and 46; and, be it

FURTHER RESOLVED, That in the Inner Sunset Alcoholic Beverage Special Use District, the following restrictions shall apply:

(1) No new Bar shall be permitted in the special use district; and

(2) No new On-Sale Liquor Establishment shall be permitted in the special use district; and, be it

FURTHER RESOLVED, That any Bar or On-Sale Liquor Establishment lawfully existing in the Inner Sunset Alcoholic Beverage Special Use District prior to the effective date of this resolution and selling alcoholic beverages as licensed by the State

of California shall be subject to this interim control to the extent allowable by Business and Professions Code Section 23790, with the following exception:

This interim control shall not apply in the case of a temporary closure of an existing enterprise for not more than ninety (90) days for repair, renovation or remodeling so long as such repair, renovation or remodeling does not substantially change the nature of the licensed premises and does not increase the square footage of the business used for the sale of alcoholic beverages, as provided in Business and Professions Code section 23790; and, be it

FURTHER RESOLVED, That this interim zoning control shall not be interpreted to prohibit:

(1) A change in ownership or an owner-to-owner transfer of a California liquor license at a single location, so long as the type of liquor license does not change; or

(2) Re-establishment or repair of an existing Bar or On-Sale Liquor Establishment on the same lot after destruction or damage due to fire, riot, insurrection or act of God; or

(3) Temporary uses, as described in Planning Code Section 205.1; or

(4) Re-location of an existing Bar or On-Sale Liquor Establishment in the Inner Sunset Alcoholic Beverage Special Use District to another location within the Inner Sunset Alcoholic Beverage Special Use District. In such case, the original premises

shall not be occupied by a Bar or On-Sale Liquor Establishment, unless by an enterprise that is also relocating from within the Inner Sunset Alcoholic Beverage Special Use District; or

(5) Establishment of a Bar or On-Sale Liquor Establishment if application for such Bar or On-Sale Liquor Establishment is on file with the California Department of Alcoholic Beverage Control prior to the effective date of this interim control; and, be it

FURTHER RESOLVED, That for purposes of this interim control, the following definitions shall apply:

(1) "On-Sale Liquor Establishment" shall mean any enterprise which has obtained California Alcoholic Beverage Control Board License Type 23 (Small Beer Manufacturer -- Brew Pub), Type 41 (On-Sale Beer and Wine Eating Place), Type 42 (On-Sale Beer and Wine Public Premises), Type 47 (On-Sale General Eating Place) or Type 48 (On-Sale General Public Premises). Typical On-Sale Liquor Establishments may include, but are not limited to, restaurants and bars;

(2) "Alcoholic Beverages" shall mean "alcoholic beverages," as defined by California Business and Professions Code Sections 23004 and 23025;

(3) "Bar" shall mean a "bar," as defined by Planning Code section 790.22;

(3) "Sell" or "Sale" shall mean and include any retail transaction whereby, for any consideration, an alcoholic beverage is transferred from one person to another; and, be it

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FURTHER RESOLVED, That these interim controls shall remain in effect for eighteen (18) months or until the adoption of permanent legislation regulating alcoholic beverage sales in the Inner Sunset Alcoholic Beverage Special Use District, whichever first occurs; and, be it

FURTHER RESOLVED, That these interim controls advance and are consistent with the priority policies of Planning Code Section 101.1 in that they attempt to preserve and enhance existing neighborhood-serving retail uses, conserve existing housing and neighborhood character, preserve residential neighborhoods, conserve City commerce, and control uses which have an adverse impact on City services.

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

By _____
Deputy City Attorney

Adopted - Board of Supervisors, San Francisco March 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

_____
Clerk

File No.
111-96-4

MAR 14 1997
Date Approved

_____
Mayor

FILE NO. 174-96-4.1 RESOLUTION NO. 187-97

[Long Term Care]

AMENDING RESOLUTION NO. 1024-96, WHICH CREATED A LONG TERM CARE PILOT PROJECT TASK FORCE, BY ADDING AN ADDITIONAL MEMBER TO REPRESENT LABOR.

WHEREAS, In November of 1996, the Board of Supervisors adopted Resolution No. 1024-96, creating a Long Term Care Pilot Project Task Force to develop a comprehensive long term care plan based on the requirements of the State's Long Term Care Integration Pilot Program; and,

WHEREAS, The Long Term Care Pilot Project Task Force consists of twenty-six members representing various public agencies, including the City and County of San Francisco, and provider and community interests; and,

WHEREAS, The Task Force currently has one member with experience in, and representing, Labor; and,

WHEREAS, The Department of Public Health proposes that the composition of the Task Force be amended to add another member who is experienced in, and would represent, Labor; and,

WHEREAS, The newly added representative would be appointed in the same manner that the sixteen community representatives are currently appointed under Resolution No. 1024-96; now, therefore, be it,

RESOLVED, That Resolution No. 1024-96 is hereby amended by providing that the Long Term Care Pilot Project Task Force shall consist of 27 members, two of whom shall be experienced in, and represent, Labor.

SUPERVISOR AMMIANO, BIERMAN, KATZ
BOARD OF SUPERVISORS

Page 1 of 1
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Adopted - Board of Supervisors, San Francisco March 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yee

Absent: Supervisor Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 174-96-4.1

MAR 14 1997
Date Approved

Mayor

DOCUMENTS DEPT.

FILE NO. 4-97-7 RESOLUTION NO. 188-97

RECOGNIZING THE MONTH OF MARCH AS NATIONAL WOMEN'S HISTORY MONTH AND COMMENDING SISTERHOOD OF LEVI STRAUSS & COMPANY FOR THEIR WORK IN BRINGING AWARENESS OF THE CONTRIBUTIONS OF WOMEN.

WHEREAS, In recognition of the contributions of American women of every race, class, ethnic background, religion and sexual orientation to the growth and strength of our nation, the Congress of the United States has designated March as National Women's History Month; and

WHEREAS, Such contributions include critical roles in the economic, cultural and social spheres of the life of the nation and of the City and County of San Francisco, the establishment of early charitable, philanthropic and cultural institutions, not only in securing their own rights of suffrage and equal opportunity, but also in the abolitionist movement, the industrial labor movement, the civil rights movement, and peace movements which create a fair and just society for all; and

WHEREAS, Despite these contributions, the role of women in history has been consistently overlooked and undervalued in the literature, teaching, and study of American and San Franciscan history; and

WHEREAS; Sisterhood at Levi Strauss & Company, a volunteer affinity group of employees supporting the company's value of diversity, has worked since 1991 to bring awareness of the many contributions of all women in building our society by sponsoring celebrations of National Women's History Month; now, therefore, be it

RESOLVED, That the San Francisco Board of Supervisors recognizes March as National Women's History Month and commends Sisterhood of Levi Strauss & Company for their work in bringing awareness of the contributions of women.

SUPERVISOR KAUFMAN, KATZ, TENG, BIERMAN, LEAL

SUPERVISOR KAUFMAN

DOCUMENTS DEPT

Adopted - Board of Supervisors, San Francisco March 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Newsom Teng Yee

Absent: Supervisor Yaki

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
4-97-7

MAR 14 1997
Date Approved

Mayor

FILE NO. 4-97-8 RESOLUTION NO. 189-97

[Proclaiming March 1, 1997 as "The San Francisco International Festival of Chinese Cuisine Day"]

PROCLAIMING MARCH 1, 1997 AS "THE SAN FRANCISCO INTERNATIONAL FESTIVAL OF CHINESE CUISINE DAY"

WHEREAS, International Fair and U.S.-China Friendship City Network are sponsoring the First San Francisco International Festival of Chinese Cuisine Competition; and

WHEREAS, The competition will feature eighty internationally renowned chefs who are experts in Sichuanese, Northern Chinese, Shanghai and Cantonese cuisine; and

WHEREAS, the competition will further the cultural and social exchange between San Francisco and China; therefore be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco proclaims March 1, 1997 as "The San Francisco International Festival of Chinese Cuisine Day."

[Supervisors Teng, Yee], Kaufman, Katz, Bierman, Leal

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco March 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yee

Absent: Supervisor Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 4-97-8

MAR 14 1997
Date Approved

Mayor

DOCUMENTS DEPT

FILE NO. 6-97-24 RESOLUTION NO. 190-97

[National Asian American Telecommunications Association]

COMMEMORATING THE 15TH SAN FRANCISCO INTERNATIONAL ASIAN AMERICAN FILM FESTIVAL 97 AND DECLARING MARCH 6, 1997 THROUGH MARCH 13, 1997 AS "INTERNATIONAL ASIAN AMERICAN FILM FESTIVAL WEEK" IN SAN FRANCISCO.

WHEREAS, The National Asian American Telecommunications Association (NAATA) is the leading North American organization specializing in Asian Pacific American and Asian Film/Television projects; and

WHEREAS, NAATA is in the forefront of bringing Asian Pacific American media productions to the public through film festivals and other exhibitions, public television broadcasts and distribution of works to educational institutions; and

WHEREAS, NAATA provides technical assistance, financing and fiscal sponsorships to media artists and actively seeks new projects for partnerships; and

WHEREAS, For the past 15 years, NAATA has sponsored the San Francisco International Asian American Film Festival; and

WHEREAS, The Film Festival presents the most innovative, fresh and inspiring Asian American and Asian cinema, showcasing Asian cultures in North America and abroad; and

WHEREAS, This year's Film Festival highlights a return to the World Theatre in Chinatown, where the first Film Festivals took place; therefore be it

[Supervisors Teng, Yaki. Katz, Newsom, Yee, Kaufman] , BIERMAN, LEAL

BOARD OF SUPERVISORS

RESOLVED, That the City and County of San Francisco hereby commemorates the 15th San Francisco International Asian American Film Festival; and be it

FURTHER RESOLVED, That the City and County of San Francisco hereby declares March 6, 1997 through March 13, 1997 as "International Asian American Film Festival Week" in San Francisco.

[Supervisors Teng, Yaki, Katz, Newsom, Yee, Kaufman], BIERMAN

BOARD OF SUPERVISORS

DOCUMENTS DEPT.

Adopted - Board of Supervisors, San Francisco March 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Newsom Teng Yee

Absent: Supervisor Yaki

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
6-97-24

MAR 14 1997
Date Approved

Willie L. Brown Jr.
Mayor

FILE NO. 6-97-25 RESOLUTION NO. 191-97

[Retired Senior Volunteer Program]

COMMENDING THE RETIRED SENIOR VOLUNTEER PROGRAM ON THEIR 24TH ANNIVERSARY

WHEREAS, The Retired Senior Volunteer Program (RSVP) is part of ACTION, a national volunteer agency; and

WHEREAS, The diverse RSVP volunteers serve through non-profit private and public community organizations; and

WHEREAS, RSVP volunteers work with children, community leaders, homebound elderly, troubled teenagers, refugees, and more; and

WHEREAS, Last year, 1,300 RSVP volunteers contributed more than 300,000 hours of service to 150 non-profit agencies in San Francisco; and

WHEREAS, The RSVP is celebrating its 24th Anniversary on March 13, 1997; therefore be it

RESOLVED, That the City and County of San Francisco hereby commends the Retired Senior Volunteer Program on the occasion of their anniversary.

[Supervisors Teng, Yaki, Katz, Newsom, Yee, Kaufman], BIERMAN, LEAL

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco March 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yee

Absent: Supervisor Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 6-97-25

MAR 14 1997
Date Approved

Mayor

DOCUMENTS DEPT

FILE NO. 6-97-26 RESOLUTION NO. 192-97

[Commending Ong Ko Met Benevolent Association]

COMMENDING ONG KO MET BENEVOLENT ASSOCIATION FOR THEIR COMMITMENT TO THE CHINESE AMERICAN COMMUNITY AND DECLARING MARCH 1, 1997 AS "ONG KO MET BENEVOLENT ASSOCIATION DAY" IN SAN FRANCISCO

WHEREAS, Ong Ko Met Benevolent Association was one of the founding member of the Chinese Consolidated Benevolent Associations; and

WHEREAS, Ong Ko Met Benevolent Association was established in the year of 1887 and has provided invaluable social and cultural services as well as mutual assistance to the Chinese American community in San Francisco for more than a hundred years; and

WHEREAS, Some of the recent famous Ong's included Wing F. Ong, State Assemblyman and State Senator of Arizona; Thomas Tang, 9th Circuit Judge of U. S. Court of Appeal; Willie Wong, Mayor of Mesa, Arizona; Julie Tang, Judge of San Francisco municipal court; therefore be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco commends the Ong Ko Met Benevolent Association for their commitment to the Chinese American community; and be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco declares March 1, 1997 as "Ong Ko Met Benevolent Association Day" in San Francisco.

[Supervisors Teng, Katz, Yaki, Newsom, Yee, Kaufman], Bierman, Leal

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco March 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yee

Absent: Supervisor Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 6-97-26

MAR 14 1997
Date Approved

Willie L. Brown Jr.
Mayor

DOCUMENTS DEPT.

FILE NO. 6-97-27 RESOLUTION NO. 193-97

[Commendation]

COMMENDING CHINESE GRACE CHURCH.

WHEREAS, Chinese Grace Church was founded on March 8th, 1987 by a group of Christians from the Presbyterian Church in Chinatown, San Francisco; and

WHEREAS, The purpose of the church is to equip its members through worship, prayer, and fellowship for the outreach of the Gospel to the community; and

WHEREAS, Chinese Grace Church is an active member of the Chinese Christian Union in San Francisco; and

WHEREAS, The church outreaches to the community through referral service, youth ministry, and community service; and

WHEREAS, The church operates Hip Wo School to provide teaching of Chinese culture and language to young children in our community; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco extends its highest commendation to the members of the Chinese Grace Church for their citizenship and contributions to the quality of life to all residents of San Francisco, and congratulates the church for ten years of existence.

SUPERVISOR YEE, Bierman

BOARD OF SUPERVISORS

OC

Adopted - Board of Supervisors, San Francisco March 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yee

Absent: Supervisor Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 6-97-27

MAR 14 1997
Date Approved

Mayor

DOCUMENTS DEPT.

FILE NO. 6-97-28 RESOLUTION NO. 194-97

[Commendation]

COMMENDING REVEREND CALVIN WONG.

WHEREAS, Reverend Calvin Wong, an ordained minister of the Gospel since 1973, has served churches in Hong Kong, Sacramento, and San Francisco; and

WHEREAS, Reverend Wong is the founding pastor of the Chinese Grace Church of San Francisco; and

WHEREAS, Reverend Wong serves as the Vice President of the Chinese Christian Union of San Francisco; and

WHEREAS, Reverend Wong serves as the Vice President of the Church of Christ in China on an Overseas Fellowship; and

WHEREAS, Reverend Wong serves as the President of the Hip Wo School Board; and

WHEREAS, Reverend Wong is active in serving the community through preaching and teaching the Gospel, and is involved in social justice activities and community services; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco extends its highest commendation to Reverend Calvin Wong for his devotion to his faith and his community.

SUPERVISOR YEE, Bierman

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco March 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yee

Absent: Supervisor Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 6-97-28

MAR 14 1997
Date Approved

Mayor

DOCUMENTS DEPT

FILE NO. 18-97-1 RESOLUTION NO. 195-97

[Stop Intersections]

DESIGNATING CERTAIN INTERSECTIONS AS "STOP" INTERSECTIONS.

RESOLVED, That, pursuant to the provisions of the California Vehicle Code, the following intersections are hereby designated as "Stop" intersections, and the Department of Parking and Traffic is hereby authorized and directed to cause "Stop" signs to be installed thereat as designated below:

STOP SIGNS - ESTABLISH

10th Avenue and Lawton Street, northeast and southwest corners, stopping Lawton Street (makes this an all-way STOP)

19th and Alabama Streets, northwest and southeast corners, stopping Alabama Street (makes this a two-way STOP)

21st Avenue and Ortega Street, northwest and southeast corners, stopping 21st Avenue (makes this an all-way STOP)

40th Avenue and Anza Street, northwest and southeast corners, stopping 40th Avenue (makes this an all-way STOP)

Baker and Greenwich Streets, northeast and southwest corners, stopping Greenwich Street (makes this an all-way STOP)

Greenwich and Octavia Streets, northeast and southwest corners, stopping Greenwich Street (makes this an all-way STOP)

Selby Street and Kirkwood Avenue, northwest and southeast corners, stopping Selby Street (makes this a two-way STOP)

Selby Street and McKinnon Avenue, northwest and southeast corners, stopping Selby Street (makes this a two-way STOP)

Selby Street and Newcomb Avenue, northwest and southeast corners, stopping Selby Street (makes this a two-way STOP)

CC

Adopted - Board of Supervisors, San Francisco March 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leal Medina Newsom Teng Yaki Yee

Absent: Supervisor Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 18-97-1

MAR 14 1997
Date Approved

Mayor

FILE NO. 19-97-1 RESOLUTION NO. 196-97

CC

[Parking Regulations]

ENACTING AND RESCINDING PARKING REGULATIONS AT VARIOUS LOCATIONS.

RESOLVED, That, in accordance with the provisions of the California Vehicle Code and the San Francisco Traffic Code, the following regulations governing the parking of vehicles are hereby enacted or rescinded as designated below:

NO PARKING ANYTIME - REVOKE

Malvina Place, both sides, from Mason Street to west terminus (to be replaced by two-hour parking at the west terminus and "Tow-Away, No Parking Anytime" zones for the remainder of the block)

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH

Malvina Place, both sides, from Mason Street to 110 feet westerly (110-foot zone, replacing a portion of the existing "No Parking Anytime" zone)

TWO-HOUR PARKING TIME LIMIT, 7 AM - 6 PM, MONDAY THROUGH SATURDAY - ESTABLISH

Malvina Place, both sides, from 110 feet to 130 feet west of Mason Street (20-foot zone on each side, creating two parking spaces at the west terminus)

ONE-HOUR PARKING TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY - ESTABLISH

3rd Street, west side, between Newhall Street and Kirkwood Avenue

Kirkwood Avenue, north side, between 3rd and Newhall Streets

Adopted - Board of Supervisors, San Francisco March 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leal Medina Newsom Teng Yaki Yee

Absent: Supervisor Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 19-97-1

MAR 14 1997
Date Approved

Mayor

BOARD OF SUPERVISORS

DOCUMENTS DEPT

FILE NO. 20-97-1 AS AMENDED IN COMMITTEE 02/20/97 RESOLUTION NO. 197-97

[Traffic Regulations]

ENACTING AND RESCINDING TRAFFIC REGULATIONS ON VARIOUS STREETS.

RESOLVED, That, in accordance with the provisions of the California Vehicle Code and the San Francisco Traffic Code, the following regulations governing the movement of vehicles are hereby enacted or rescinded as designated below:

BICYCLE LANES - ESTABLISH

11th Street, both curb lanes (northbound and southbound), between 13th and Mission Streets

11th Street, east curb lane (northbound only), between Mission and Market Streets

Polk Street, east and west curb lanes (northbound and southbound), between Lombard and Union Streets

Polk Street, west curb lane (southbound), between Beach and Lombard Streets

ONE-WAY STREET - REVOKE

Elm Street, eastbound, between Van Ness Avenue and Polk Street (to be converted to one-way westbound)

ONE-WAY STREET - ESTABLISH

Elm Street, westbound, between Van Ness Avenue and Polk Street (replaces one-way eastbound regulation)

Linares Avenue, northbound, between 8th Avenue intersections (adjacent to raised traffic island approximately 200 feet south of Ortega Street)

STREET CLOSURE FOR TABLES AND CHAIRS, 11 AM - 2 PM, MONDAY THROUGH FRIDAY - ESTABLISH

Commercial Street, between Sansome and Leidesdorff Streets

/20/97 ~~**LEFT LANE MUST TURN LEFT - ESTABLISH**~~

~~Buchanan Street, northbound, at Hermann Street~~

TOW-AWAY LANE MUST TURN RIGHT - ESTABLISH

Gilman Avenue, westbound, at 3rd Street

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH

Graystone Terrace, north side, from Iron Alley to 170 feet westerly (170-foot zone, replacing existing red zone)

Graystone Terrace, north side, from Iron Alley to 79 feet easterly (79-foot zone, replacing existing red zone)

Kearny Street, west side, from Filbert Street to 19 feet southerly (19-foot zone, replacing existing red zone)

TOW-AWAY, NO STOPPING, 4 PM - 6 PM, MONDAY THROUGH FRIDAY - RESCIND

Main Street, west side, between Market and Mission Streets (restores 16 parking meter stalls during specified hours)

TOW-AWAY, NO STOPPING, 7 AM - 9 AM, MONDAY THROUGH FRIDAY - ESTABLISH

Franklin Street, east side, between Bush and Fern Streets (eliminates 2 parking meter stalls during specified hours)

DOCUMENTS DEPT.

Adopted - Board of Supervisors, San Francisco March 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leal Medina
Newsom Teng Yaki Yee

Absent: Supervisor Katz

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
20-97-1

MAR 14 1997
Date Approved

Mayor

FILE NO. 38-97-1 RESOLUTION NO. 198-97

[Accepting and Acknowledging Gift - Lucille and George Jewett, Jr.]

ACCEPTING AND ACKNOWLEDGING A GIFT OF $12,315.70, PROVIDED TO THE CITY AND COUNTY OF SAN FRANCISCO BY LUCILLE AND GEORGE JEWETT, JR. FOR THE MAINTENANCE OF THE PERMITTED LYON STREET GARDEN DURING CALENDAR YEAR 1996, AND THANKING LUCILLE AND GEORGE JEWETT, JR. FOR THEIR GENEROUS AND BENEFICIAL GIFT.

WHEREAS, Lucille and George Jewett, Jr., through generous donations of money, have provided for the maintenance of the Permitted Lyon Street Garden, which is located between Broadway and Vallejo adjacent to the Presidio, since 1986; and

WHEREAS, The maintenance has taken the form of paying for professional care to the Permitted Lyon Street Garden on a monthly basis; and

WHEREAS, This continuing donation of funds for the maintenance of the Permitted Lyon St. Garden has provided public benefit to both residents of, and visitors to, San Francisco; and

WHEREAS, The City and County of San Francisco wishes to accept and acknowledge the receipt of this generous and beneficial gift by Lucille and George Jewett, Jr.; now, therefore, be it

SUPERVISOR KAUFMAN

RESOLVED, That the Board of Supervisors of the City and County of San Francisco hereby accepts the donation of funds from Lucille and George Jewett, Jr. on a monthly basis during the calendar year 1996 for the maintenance of the Permitted Lyon Street Garden, a public park located in San Francisco; and, be it

FURTHER RESOLVED, That the funds received from Lucille and George Jewett, Jr. during 1996 for the maintenance of the permitted Lyon Street Garden were received as follows:

Date of Contribution	Amount of Contribution	Provider of Services
1/5/96	$2,170.00	Landscape Management Association
1/16/96	$3,294.70	Wilds Horticultural Services
1/26/96	$2,242.00	Landscape Management Association
3/4/96	$1,508.00	Landscape Management Association
3/27/96	$1,510.00	Wilds Horticultural Services
4/3/96	$1,591.00	Landscape Management Association
TOTAL	$12,315.70	

and, be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco sincerely and deeply expresses its gratitude to Lucille and George Jewett, Jr. for their generosity in giving the City and County of San

SUPERVISOR KAUFMAN

DOCUMENTS DEPT

Francisco the money necessary to provide on a monthly basis during the calendar year 1996 for the maintenance of the Permitted Lyon Street Garden, a public park located in San Francisco.

SUPERVISOR KAUFMAN

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco March 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leal Medina Newsom Teng Yaki Yee

Absent: Supervisor Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
38-97-1

MAR 14 1997
Date Approved

Mayor

FILE NO. 40-97-1 RESOLUTION NO. 199-97

(PARKING OF VEHICLES)

EXTENDING THE BOUNDARIES AND REVISING TIME LIMITATIONS FOR CERTAIN STREETS OF RESIDENTIAL PERMIT PARKING AREA "W" IN THE SAN FRANCISCO GENERAL HOSPITAL AREA AND ADDING TO THE LIST OF STREETS UPON WHICH TIME LIMITATIONS SHALL APPLY.

WHEREAS, This Board of Supervisors by Resolution No. 556-96 established Residential Permit Parking Area "W"; and

WHEREAS, Residential Permit Parking Area "W" was implemented on October 1, 1996; and

WHEREAS,Residents of more than 50 percent of the dwelling units of the area defined herein have petitioned to be included within Residential Permit Parking Area "W"; and

WHEREAS, A public hearing held on November 15, 1996, indicated that the majority of the residents favored said inclusion; and

WHEREAS, Evaluations indicate that it is desirable to revise the parking time limitations that apply in certain sub-areas in Residential Permit Parking Area "W"; now, therefore, be it

RESOLVED,That the boundaries of Residential Permit Parking Area "W" shall be revised so as to include the following areas:

1. 19th Street, between Hampshire Street and Potrero Avenue, both sides; including Block 4025 (Lots 3B, 4, 5 and 6); and Block 4078 (Lots 1, 21, 20, 19 and 18).
2. 25th Street, between Bryant and York Streets, both sides; including Block 4267 (Lots 14, 15, 16, 17, 18 and 34); and Block 4274 (Lots 1, 33, 32, 31 and 29A); and be it

FURTHER RESOLVED, That a parking time limitation of two (2) hours shall apply to all vehicles not bearing a valid permit for Residential Permit Parking Area "W" on the following streets:

18th Street, between Bryant and York Streets, south side;

York Street, between 18th and 19th Streets, both sides; and be it

FURTHER RESOLVED, That a parking time limitation of one (1) hour shall apply to all vehicles not bearing a valid permit for Residential Permit Parking Area "W" on the following street:

Potrero Avenue, between 20th to 23rd Streets, east side; and be it

FURTHER RESOLVED, That except as specifically provided herein, all the provisions of Resolution Nos. 556-96 and 1058-96 shall apply.

DOCUMENTS DEPT.
SAN FRANCISCO
PUBLIC LIBRARY

Adopted - Board of Supervisors, San Francisco March 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leal Medina
Newsom Teng Yaki Yee

Absent: Supervisor Katz

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
40-97-1

MAR 14 1997
Date Approved

Mayor

FILE NO. 48-97-5

RESOLUTION NO. 200-97

RO#96202

CC

[SETTLEMENT OF CLAIM]

APPROVING THE SETTLEMENT OF THE UNLITIGATED CLAIM OF CECELIA E. CHASE FOR $7,500.00.

WHEREAS, Cecelia E. Chase has filed a claim against the City & County of San Francisco for personal injury ;

WHEREAS, The Municipal Railway of the City & County of San Francisco has recommended settlement of said claim by payment of $7,500.00.

WHEREAS, The City Attorney has approved the settlement; now, therefore be it

RESOLVED, That pursuant to Section 10.22 of the San Francisco Administrative Code, settlement and compromise of said claim by payment of $7,500.00 is hereby approved.

APPROVED AS TO FORM
AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

PATRICK J. MAHONEY
Chief Trial Deputy

FUND AVAILABLE:

EDWARD M. HARRINGTON
Controller

1G-AGF-AAA 35-00-00
352730 05311 $7,500.00

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco March 3, 1997

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leal Medina Newsom Teng Yaki Yee

Absent: Supervisor Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
48-97-5

MAR 14 1997
Date Approved

Mayor

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